

MUNICIPAL RECORD



MINUTES of the PROCEEDINGS

OF

THE COUNCIL

OF THE

CITY OF PITTSBURGH



For the Year 1935



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Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, January 7, 1935.

No. 1.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President
ROBERT CLARK.....City Clerk
EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, January 7, 1935.

Council met.

Present:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland, (Pres't)
Kane	

PRESENTATIONS.

Mr. Anderson presented

No. 2536. Communication from the Director of the Department of Public Health submitting report of the Committee of the Allegheny County Medical Association, appointed to investigate conditions at the Municipal Hospital and the Tuberculosis Hospital at Leech Farm.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 2537 Communication from

the Department of Public Health submitting list of employees dismissed from service in said department.

Also

No. 2538. An Ordinance creating and establishing the position of Inspector in the Office of the City Clerk, and fixing the compensation therefor.

Which were read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2539. Petition of Nicola Carletti for the return of money unlawfully confiscated by the Police of the City of Pittsburgh, and thereafter unlawfully detained by the Controller of the City of Pittsburgh, Pennsylvania.

Also

No. 2540. Resolution authorizing the issuing of a warrant in favor of Nicola Carletti in the sum of \$176.00, being money unlawfully confiscated by the Police and thereafter unlawfully detained by the Controller of the City of Pittsburgh, and charging the same to Code Account No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

Mr. Magee presented

No. 2541. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of One (1) Auto Truck for the Bureau of Parks, Department of Public Works, and providing for the payment thereof.

Which was read and referred to the Committee on Parks and Libraries.

Mr. McArdle presented

No. 2542. An Ordinance authorizing the issuing of warrants in

favor of Mrs. J. P. White for \$15.97; Mrs. W. E. Green for \$15.97; Marian Nagle for \$15.97; Alice Proctor for \$15.97; Helen Jamison for \$15.97; Mary Erwin for \$15.97; Mathilda Kunberger for \$15.97; Mary Kelly for \$15.97; Margaret Dunmire for \$15.97; Sadie Luther for \$15.97; Tillie Wessel for \$15.97; Elizabeth Smink for \$15.97; Mrs. A. M. Gallagher for \$15.97; Alice Jacoby for \$15.97; Mary Steele for \$15.97; Anna Harrington for \$15.97; Frances Tinsley for \$15.97; Margaret Brogan for \$15.97; Linnie Thompson for \$15.97; Ida Swoger for \$15.97; Cora McKelvey for \$15.97; and Mary Conway for \$15.97, for services during the month of December, 1934, in Bureau of City Property.

Also

No. 2543. An Ordinance transferring the activities and appropriations formerly under the North Side Playgrounds Association to the direction and supervision of the Department of Public Works, Bureau of Recreation.

Also

No. 2544. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1046, Salaries, Regular Employees, to Code Account No. 1047, Wages, Temporary Employees, Department of City Controller.

Also

No. 2545. An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of T. W. Long, situate in the 20th Ward of the City of Pittsburgh, for public purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Also

No. 2546. Resolution authorizing and directing the City Controller to make the following transfers within the code accounts of the Bureau of Parks:

FROM

Code Account No. 1878, Salaries, Regular Employees
(West Park), \$62.97

Code Account No. 1890, Wages, Regular Employees
(McBride Park) 30.49
TO

Code Account No. 1802, Wages Temporary Employees, (Schenley Park) \$62.97
Code Account No. 1860, Wages, Regular Employees (Highland Zoo), 30.49
Which were severally read and referred to the Committee on Finance.

Mr. Soost presented

No. 2547. Communication from the Department of Public Safety (Bureau of Police) relative to an accident involving fire truck from No. 25 Engine Company with a Nash Sedan on Butler street.

Which was read and referred to the Committee on Finance.

Also

No. 2548. An Ordinance authorizing and directing the Department of Public Safety to incur certain expenses in connection with the operation of the Better Traffic Committee, for the year 1935.

Which was read and referred to the Committee on Public Safety.

Also

No. 2549.

CITY OF PITTSBURGH
DEPARTMENT OF PUBLIC SAFETY

December 27, 1934.

President and Members of
City Council,
Pittsburgh, Pennsylvania.
Gentlemen:

Pursuant to the receipt of various complaints and petitions from citizens and business houses, which have been duly investigated and considered, certain additional traffic regulations and changes are recommended by the Bureau of Traffic Planning and by the Traffic Division.

I have therefore decided to institute a 60-day trial of the following changes and new regulations, effective January 7, 1935:

No Parking 8:00 A. M. to 6:00 P. M. on Luther Street between Aurelia and Landwehr Streets northerly side. (Bill No. 2339 of City Council).

No Parking 8:00 A. M. to 6:00 P. M. on River Avenue between Federal

Street and a point 65 feet east of Range Way, northerly side.

No Parking 8:00 A. M. to 6:00 P. M. on Denniston Avenue between Penn Avenue and Marchand Street, easterly side.

No Parking 4:30 P. M. to 6:00 P. M. on Wabash Avenue between Steuben and Neptune Streets, southerly side.

No Parking 8:00 A. M. to 9:30 A. M. on Main Street between Wabash Avenue and Carson Street, easterly side.

No Parking 4:30 P. M. to 6:00 P. M. on Main Street between Wabash Avenue and Carson Street, westerly side.

No Left Turn from the Post Office Ramp to the Southeast on Seventh Avenue.

No Parking 8:00 A. M. to 6:00 P. M. on Seventh Avenue between William Penn Way and Grant Street, northerly side.

Cancellation of No Parking At Any Time on Seventh Avenue between William Penn Way and Grant Street, northerly side.

Cancellation of No Parking At Any Time on Second Avenue between Try Street and the Tenth Street Bridge, southerly side.

Cancellation of One Hour Parking 8:00 A. M. to 4:30 P. M. on Second Avenue between Try Street and the Tenth Street Bridge, northerly side.

Cancellation of No Parking 4:30 P. M. to 6:00 P. M. on Second Avenue between Try Street and the Tenth Street Bridge, northerly side.

Yours very truly,

A. MARSHALL BELL,

Director.

Approved:

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

The Chair presented

No. 2550. Resolution authorizing the issuing of a warrant in favor of E. B. Birch for the sum of \$76.71, being compensation for the customary two weeks vacation period which was not received by him while employed as Inspector in the Bureau of Light, he having left the City service on July 10, 1934, and charging the same to Appropriation No. 42, Contingent Fund.

Also

No. 2551. An Ordinance creat-

ing and establishing additional positions in the Bureau of Recreation, Department of Public Works, and fixing the compensation therefor.

Also

No. 2552.

WHEREAS, It is necessary to replenish various code accounts in the Bureau of Recreation to meet the requirements for North Side Playground Association for the year of 1935.

RESOLVED, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$41,913.50, from various code accounts in the North Side Playground Association to the following code accounts in the Bureau of Recreation, Department of Public Works:

FROM CODE ACCOUNT NO.

67—A-1	Salaries Regular	
Employees	.....	\$ 8,660.00
68—A-4	Wages, Temporary Employees	..... 8,635.00
69—A-4	Wages, Temporary Employees (5 weeks)	..... 10,015.00
70—B	Miscellaneous Services	..... 450.00
71—C	Supplies	..... 5,975.00
72—D	Materials	..... 350.00
73—E	Repairs	..... 1,200.00
74—F	Equipment	..... 100.00
75—O	Taxes	..... 500.00
1921—M	Wages Sundry Operations	..... 1,025.00
		5,003.50

Total Amount \$41,913.50

TO CODE ACCOUNT NO.

1917	C	Supplies	.....	\$ 2,475.00
1897	A-1	Sal. Reg. Emp. (Office)	.....	2,850.00
1900	A-1	Sal. Reg. Emp. Grds. & Bldgs.	.....	4,290.00
1908	A-1	Sal. Reg. Emp. Women & Children's Div.	..	1,900.00
1909	A-4	Wages Temp. Emp. W. & C.	.....	5,632.00
1909½	A-4	Wages Temp. Emp. W. & C.	.....	4,752.00
1914	A-1	Sal. Reg. Emp. Men & Boys' Div.	.....	1,900.00
1915	A-4	Wages Temp. Emp. Men & Boys' Div.	..	2,288.00

1915½	A-4	Wages Temp. Emp. Men & Boys' Div ...	3,511.20
1920	A-4	Wages Temp. Summer Swim- ming Pools ..	6,665.30
1902	B	Supplies, Grds. & Bldgs.	450.00
1906	E	Repairs, Grds. & Bldgs.	1,200.00
1911	C	Supplies, W. & C.	3,500.00
1913	F	Equipment ..	500.00

Total Amount \$41,913.50

Also

No. 2553. Communication from the Department of City Treasurer submitting statements of delinquent tax collections as of December 31, 1934, and amounts due the City from Street and Sewer Assessments for the same period.

Also

No. 2554. Communication from Henry Kaufman, Esq., relative to damage to property of his client at 1339 Chartiers avenue, 20th Ward, by entering upon and taking same in widening street.

Also

No. 2555. Communication from John Duggan, Jr., Esq. submitting copy of appeal taken on behalf of John Showalter from a recent order of the Bureau of Police demoting him from Lieutenant to Patrolman.

Also

No. 2556. Communication from John Duggan, Jr., Esq., submitting copy of appeal taken on behalf of Thos. K. Snee in connection with his forced retirement as Lieutenant from the Bureau of Police

Also

No. 2557. Copy of appeal by Michael Carney from a recent order of the Bureau of Police demoting him from Lieutenant to Patrolman.

Also

No. 2558. Communication from John Duggan, Jr., Esq., submitting copy of appeal taken on behalf of Harry J. Payne from a recent order

of the Bureau of Police demoting him from Lieutenant to Patrolman.

Also

No. 2559. Communication from Electrical Workers' Union Local No. 14 relative to placing employes in the Bureau of Electricity on same basis of compensation as those working for public utility companies, and private corporations.

Also

No. 2560. Communication from the Playground and Vacation School Association of Allegheny, Inc., commonly called the North Side Playground Association, asking that the City take over the recreational activities of said Association.

Also

No. 2561. Communication from Real Estate Co. of Pittsburgh relative to purchase of property of the Montrose Pumping Station.

Which were severally read and referred to the Committee on Finance.

Also

No. 2562. Communication from Jos. P. Passafiume, Esq., relative to the erection of slaughter houses in the 31st Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 2563. Communication from Bresci R. P. Leonard, Esq., relative to the merger of the Allegheny Recreational Association with the Bureau of Recreation.

Which was read and referred to Committee on Finance.

Also

No. 2564. Communication from L. A. Wagner relative to ordinance placing all overhead wires underground in certain restricted districts.

Also

No. 2565. Petition requesting steps be rebuilt from Shillinger street to Radner street to Valett street (Queen street) 24th Ward.

Which were read and referred to the Committee on Public Works.

Also

No. 2566. Communication from Mr. R. Klicka requesting a hearing. Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2567. Communication from Mrs. Anna K. Schmitt relative to a water meter, which she claims is now stored and which she wants installed in her home, 5144 Beeler street.

Which was read and referred to the Committee on Filtration and Water.

Also

No. 2568. An Ordinance amending a portion of Section 16 of an Ordinance entitled, "An Ordinance regulating installation and inspection of warm air heating systems in buildings within the City of Pittsburgh, defining certain terms; providing for permits therefor; fixing fees for same; and providing penalty for violation thereof", approved June 12, 1930.

Which was read and referred to the Committee on Public Safety.

Also

No. 2569. Communication from William A. Zahn relative to atmospheric conditions caused by the smoke nuisance.

Which was read and referred to the Committee on Health and Sanitation.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 2570. Report of the Committee on Finance for January 2, 1935, transmitting two ordinances and sundry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2394. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in payment for services rendered without previous authority of law, by Charles Miller and Henry Wiegman in the Department of Public Welfare, City Home and Hospitals, Mayview, Penna., in the amounts of \$260.00 and \$266.50, respectively, for the period from November 1, 1934, to December 11, 1934."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative the bill passed finally.

Also

Bill No. 2511. An Ordinance entitled, "An Ordinance authorizing the issuing of warrants in favor of John Lee for \$115.00; Ralph Mallix for \$115.00; Henry Vietmeier for \$115.00; Albert Conwell for \$115.00; B. F. McDermott for \$115.00; George Wrigley for \$115.00; Edward Burchlaw for \$115.00; Ulysses Streets for \$115.00; Ralph Shippanni for \$115.00; Fred Sellers for \$57.50, and William Carrick for \$57.50, in payment for services rendered during the month of December, 1934."

In Finance Committee, January 2, 1935, Read and amended in Section 1 by inserting as shown in red, by inserting a new "Whereas clause" as shown in red, and by adding to the title the words: "also Tony Tortorelli for \$61.75; Kenneth Fraser for \$76.00; Joseph Donnellan for \$104.50, and Sam McBride for \$95.00," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in com-

mittee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2418. Resolution exonerating taxes and water rents assessed against property formerly owned by Joseph G. Armstrong at 919 Carson street, 17th Ward, City, for the years 1932, 1933 and 1934, now owned and occupied by the Brashear Association for educational and charitable purposes.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2509. Resolution authorizing and directing the City Controller to transfer the sum of \$15,000.00 from Code Acct. No. 1261, Garbage and Rubbish Disposal, Contract No. 4936 with Allegheny Garbage Company, and the sum of \$15,840.00 from the same code account, Contract No. 4750 with American Reduction Company, to Code Acct. No. 80, Rent Emergency Relief Board, and further authorizing and directing him to carry over to the fiscal year 1935 the unexpended balance in said Code Account No. 80, in the sum of \$30,840.00, for payment of rent for said Board for the year 1935.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2513. Resolution authorizing and directing the City Solicitor to satisfy the lien filed against the St. Paul's Roman Catholic Orphan Asylum by Chartiers Township, for Road and Building taxes for the year 1917, and the renewals of the same, and to charge the cost thereof to the City of Pittsburgh, said Chartiers Township now being a part of the City of Pittsburgh.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2409. Resolution authorizing the issuing of a warrant in favor of Mrs. Olive Rosenberg in the sum of \$25.00, refunding deposit for a hearing on a disorderly conduct charge, for which she received no notice of the time, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2475. Resolution authorizing the issuing of a warrant in

favor of Mrs. Ellen Calnan for \$78.75, reimbursing her for plumbing charges at property, 623 Reedsdale street, necessitated by North Side Flood District improvement, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2456. Resolution authorizing the issuing of a warrant in favor of Chase Plumbing Company for the sum of \$15.00, refunding amount paid for permit for opening street in front of property of Michael Gormley, 62 Lawn Street, Fourth Ward, which was not used, and charging same to Code Account No. 42, Contingent Fund.

In Finance Committee, Jan. 2, 1935, Read and amended by striking out "\$15.00" and by inserting in lieu thereof "\$14.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to,

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings

and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 2571. Report of the Committee on Public Works for January 2, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2265. An Ordinance entitled, "An Ordinance widening Stella street, in the 16th Ward of the City of Pittsburgh, at the intersection of Oakley way, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Demmler presented

No. 2572. Report of the Committee on Public Service and Surveys for January 2, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2467. An Ordinance entitled, "An Ordinance granting unto the Keystone Box Company of Pittsburgh, its successors and assigns, the right to construct, maintain and use an overhead passageway or bridge over and across Mulberry way between the Keystone Box Company's present building and its proposed warehouse, subject to the terms and conditions herein set forth."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2393. An Ordinance entitled, "An Ordinance granting permission to the Keystone Box Company,

a corporation, to construct, maintain and operate a switch track over and across Penn Ave., near 28th Street, in the 6th Ward of the City of Pittsburgh, Pa."

In Committee on Public Service and Surveys, Jan. 2, 1935, Read and amended as shown in red, by inserting a new section, to be known as "Section 7", and as amended ordered returned council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Soost presented

No. 2573. Report of the Committee on Public Safety for January 4, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2515. An Ordinance entitled "An Ordinance providing for

the letting of a contract or contracts for furnishing, installing and maintaining 44 Radios for service in Radio Police Cars and motorcycles in use in the Bureau of Police, Department of Public Safety, for the year ending December 31, 1935."

Which was read.

Mr. Soost moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

The Chair presented

No. 2574.

City of Pittsburgh,

Office of the Mayor,

December 31, 1934.

To the President and Members of City Council.

Gentlemen:—

For your information, I have appointed Mr. F. C. Grote, 1121 Greenfield avenue, to the position of member of the Board of Water Assessors at an annual salary of \$3600.00, to fill the vacancy caused by the removal of Charles A. Poth, effective January 2, 1935.

Respectfully yours,

Wm. N. McNAIR,

Mayor.

Which was read, received and filed.

Mr. Soost, at this time obtained leave, and presented

No. 2575. An Ordinance authorizing the issuance of a warrant in favor of S. C. Hamilton in the sum of \$268.79, in payment for services rendered without previous authority of law, for repairing motorcycles in Department of Public Safety.

Which was read and referred to the Committee on Public Safety.

Also

No. 2576. An Ordinance amending Section 39, Department of Public Safety, Bureau of Police, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved January 2, 1935.

Which was read and referred to the Committee on Finance.

The Chair stated

That the pupils of the eighth grade, Fort Pitt School, accompanied by their teacher, Miss Cohen, were present, and he welcomed them on behalf of the members of Council. He also explained the procedure of council and invited them to return at some future date.

Mr. Soost moved

That the Minutes of Council of Monday, December 31st, 1934, be approved.

Which motion prevailed.

And on motion of Mr. Kane

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Friday, January 11, 1935.

No. 2.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President
ROBERT CLARK.....City Clerk
EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Friday, January 11, 1935.

Council met pursuant to the following call:

Pittsburgh, Pa., January 9, 1935.

Mr. Robt. Clark,
City Clerk.

Dear Sir:—

Please call a special meeting of Council for Friday, January 11, 1935, at 1:30 o'clock, p. m., to consider the regular order of business.

Very truly yours,

ROBT. GARLAND,

President of Council.

Which was read, received and filed.

Present—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

PRESENTATIONS

Mr. Demmler presented

No. 2577. Communication from the Department of Public Works asking that the name of Irwin avenue between Martindale street and Brighton road be restored.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 2578. Communication from Elmer A. Barchfeld, Solicitor for Casino Ten Cent Building & Loan Association, asking that an ordinance be prepared by the Division of Surveys for the vacation of Nobles Lane at the intersection of Saw Mill Run Boulevard.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McArdle presented

No. 2579. Resolution authorizing and directing the City Controller to transfer the sum of \$503.00 from Code Account 1012, Councilmanic Savings Fund, to Code Account 1799, Miscellaneous Services, Bureau of Parks.

Also

No. 2580. Resolution authorizing and directing the City Controller to transfer the sum of \$2,615.00 from Code Account No. 49, Interest on Contracts, to Code Account No. 1100-M, Civil Service Commission, both accounts for year 1934.

Also

No. 2581. Resolved: That the City Controller be and he is hereby authorized and directed to transfer the following encumbered and unincumbered amounts from the 1934 Accounts of the Bureau of Water to the

of Water to the respective 1935 Accounts of said Bureau:—

From 1934 Accounts:

Account 1750 Soda Ash & Chlorine—Filtration ..	\$ 1,169.23
Account 1751 Supplies	
Filtration	58.50
Account 1752 Materials	
Filtration	209.95
Account 1753 Repairs	
Filtration	90.00
Account 1754 Equipment	
Filtration	387.00
Account 1771 Supplies	
Mechanical	395.12
Account 1772 Materials	
Mechanical	1,120.44
Account 1774 Equipment	
Mechanical	166.00
Account 1784 Supplies	
Distribution	27.13
Account 1785 Materials	
Distribution	5.82
Account 1786 Repairs	
Distribution	10,041.49
Account 1788 Equipment	
Distribution	278.01
Account 1789 Water Meter Repairs—Distribution ..	422.50
Account 1790 Meter (New) Distribution	650.00
TOTAL	\$15,021.19

To 1935 Accounts:

Account 1750 Soda Ash & Chlorine—Filtration ..	\$ 1,169.23
Account 1751 Supplies	
Filtration	58.50
Account 1752 Materials	
Filtration	209.95
Account 1753 Repairs	
Filtration	90.00
Account 1754 Equipment	
Filtration	387.00
Account 1771 Supplies	
Mechanical	395.12
Account 1772 Materials	
Mechanical	1,120.44
Account 1774 Equipment	
Mechanical	166.00
Account 1784 Supplies	
Distribution	27.13
Account 1785 Materials	
Distribution	5.82
Account 1786 Repairs	
Distribution	10,041.49

Account 1788 Equipment	
Distribution	278.01
Account 1789 Water Meter Repairs—Distribution ..	422.50
Account 1790 Meters (New) Distribution	650.00
TOTAL	\$15,021.19

Also

No. 2582. An Ordinance amending a portion of Section 102, Department of Public Works, of Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935.

Also

No. 2583. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into and execute an agreement between the City of Pittsburgh and the Pittsburgh Garden Center, to lease the Conservatory Concession Building in Schenley Park for a period of five years at an annual rental of One Dollar (\$1.00) per year.

Also

No. 2584. An Ordinance providing for the employment of a Consulting Greenhouse Engineer, fixing the rate of compensation therefor, and providing for the payment of the cost thereof.

Also

No. 2585. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to make application in the name of the City of Pittsburgh to the Federal Public Works Administration or such Federal Authority as may be constituted in their place, for the approval of an application for the improvements and additions to the Highland Park Zoological Gardens of the City of Pittsburgh.

Also

No. 2586. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to make application to the Emergency Relief Administration of Allegheny County, Pennsylvania, Work

Division, for approval of a project for the improvements and additions to the Highland Park Zoological Gardens of the City of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Also

No. 2587. Resolution authorizing the issuing of a warrant in favor of Sheard B. Hawkins for the sum of \$53.44, being compensation for the customary two weeks' vacation period, which she did not receive as a Policewoman in the Bureau of Police prior to her dismissal on July 14, 1934, and charging same to Code Account No. 1443-A-1, Salaries, Regular Employees, Bureau of Police.

Which was read and referred to the Committee on Public Safety.

Mr. Soost presented

No. 2588. An Ordinance amending a portion of Section 1 of an Ordinance entitled, "An Ordinance authorizing the leasing to Pauline Colker of property located at the corner of the Boulevard of the Allies and Ward street, in the Fourth Ward, for a gasoline service station", approved December 28, 1933.

Also

No. 2589. Resolution authorizing the issuing of a warrant in favor of William A. Miller in the sum of \$76.71, being compensation for the customary two weeks' vacation period, which he did not receive as Chief Clerk in the Bureau of Electricity prior to his dismissal on April 5, 1934, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 2590. Communication from the Department of Public Safety (Bureau of Police) relative to injuries received by James Walker, 459 Beelen street, by falling down the steps in the Soho Comfort Station.

Which were severally read and referred to the Committee on Finance.

Also

No. 2591. Communication from the Department of Public Safety advising of institution of 60-day trial of No Parking, 8:00 A. M. to 6:00 P. M.,

on East Montgomery avenue, from Federal street to East Diamond street, southerly side, effective January 21, 1935.

Which was read, received and filed, and a copy ordered to be furnished to each member.

The Chair presented

No. 2592. Resolution authorizing the issuing of a warrant in favor of Emily K. Miller in the sum of \$18.95, being the amount of taxes for portion of 1929 and for years 1930 and 1931, penalty and interest paid by her for a garage valued at \$500.00 erroneously assessed against Joseph V. Connolly, et ux, former owner of property, Lot No. 56, 1538 Berkshire avenue, 19th Ward, City, upon which the garage was presumably located, and charging the same to Code Account No. 41, Re-funds of Taxes and Water Rents.

Also

No. 2593. Communication from George S. Davison, Chairman, City Transit Commission, relative to work now being done under the jurisdiction of the Commission.

Also

No. 2594. Communication from Wm. Kirkpatrick, Ambridge, Pa., requesting a hearing relative to renting the auditorium of the South Side Market House.

Also

No. 2595. Report of the Department of Public Works relative to allocation of Federal Aid funds by the State Highway Department for street improvements in Pittsburgh, with special reference to the widening of Bigelow boulevard at Seventh avenue to take care of traffic into the new Post Office building.

Also

No. 2596. Communication from Brushton Lodge No. 1107, I. O. O. F., asking that rent of hall at 7711 Tioga street be reduced from \$400 to \$200 for 1934, as gas was shut off due to leak in line in street and hall could not be sub-let, during March and April.

Also

No. 2597. Communication from

the Veteran Police Association condemning the furlough system.

Which were severally read and referred to the Committee on Finance.

Also

No. 2598. Communication from Mine Safety Appliances Company relative to new storm sewer authorized for North Braddock avenue.

Also

No. 2599. Communication from George Edwards, 5037 Second avenue, requesting lights on Osprey way, between Glen Caladh street and Flowers avenue, 15th Ward.

Which were read and referred to the Committee on Public Works.

Also

No. 2600. Communication from the Civic Club of Allegheny County relative to Stephen C. Foster Anniversary Commemoration, Sunday, January 13, 1935.

Which was read, received and filed, and copy ordered furnished each member.

REPORTS OF COMMITTEES

Mr. McArdle presented

No. 2601. Report of the Committee on Finance for January 8, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2478. An Ordinance entitled, "An Ordinance authorizing the issuing of a warrant in favor of W. S. Brown, Inc., for \$433.05, for firearms, ammunition, etc., furnished the former Borough of Overbrook prior to its annexation to the City on June 6, 1930."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative the bill passed finally.

Also

Bill No. 2542. An Ordinance entitled, "An Ordinance authorizing the issuing of warrants in favor of Mrs. J. P. White for \$15.97; Mrs. W. E. Green for \$15.97; Marian Nagle for \$15.97; Olive Proctor for \$15.97; Helen Jamison for \$15.97; Mary Erwin for \$15.97; Mathilda Kunberger for \$15.97; Mary Kelly for \$15.97; Margaret Dunmire for \$15.97; Sadie Luther for \$15.97; Tillie Wessel for \$15.97; Elizabeth Smink for \$15.97; Mrs. A. M. Gallagher for \$15.97; Alice Jacoby for \$15.97; Mary Steele for \$15.97; Anna Harrington for \$15.97; Frances Tinsley for \$15.97; Margaret Brogan for \$15.97; Linnie Thompson for \$15.97; Ida Swoger for \$15.97; Cora McKelvey for \$15.97; and Mary Conway for \$15.97, for services during the month of December, 1934, in Bureau of City Property.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2538. An Ordinance entitled, "An Ordinance creating and establishing the position of Inspector in the office of the City Clerk, and fixing the compensation therefor."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

The Chair said:

Gentlemen, I am voting against this ordinance for the reason that in my opinion, this is an administrative function, and action by Council would be illegal.

Usurpation of the rights and functions of others seems to be the order of the day.

We should keep within the law.

If the legislation passes, the man will go to work; in all probability he will not be paid for his services; and in my opinion, no Court would give him redress.

Mr. Magee arose and said:

Mr. President:—I also propose voting against this ordinance for the same reasons advanced by the Chairman. Further, I believe Mr. Sklar has over-estimated his value to the City. He presented to us two blueprints. Every member received a copy. I find upon examining this print carefully that the tonnage of both garbage and rubbish fell off very rapidly with the depression; as the depression deepened month by month the garbage collections, in tonnage, have fallen off, and likewise the rubbish—the garbage more than the rubbish.

Mr. Sklar told us the month in which

he began work, and I have had the Budget Controller give me the tonnage of both garbage and rubbish month by month for all of last year, and while it continued to fall off while he was employed, I might say that the fall-off was less than when he began his employment.

While Mr. Sklar demonstrated that he was zealous and honest in the performance of his duties, and all that, I do not think he has been responsible for this reduction in tonnage for both garbage and rubbish during the past year. Furthermore, I believe we would be violating the rule of law if we permitted this gentleman to perform an administrative function. For these reasons, I will vote NO on this ordinance.

Mr. Anderson arose and said:

Mr. President:—I want to make myself clear on this proposition. I am not interested in any one particular person. What appealed to me most is the statement made by the head of this department. This contract had been going on for 40 years. If it has been in existence for that length of time, surely this contractor has had the benefit of the doubt; and that is the language used by the Director.

This is a contract that amounts to over a Million Dollars, and surely we ought to have someone in the City Clerk's Office to furnish information that the Council desires on this matter.

At the present time the City is in Court about the incinerators.

If this ordinance passes, it is not my thought to use this man only on this one particular contract. It has been called to my attention a number of times that certain slaughter houses in the City burn dead cattle in the open, causing these foul odors, and it is blamed on the incinerators.

Some of the duties to be performed by this employe will concern the garbage contract—investigating the weights, etc., and surely it is lawful for the Council to have someone under its jurisdiction do that.

If it is not lawful for the Council to employ a man in a position of this character (and I hope Mr. McArdle will forgive me for using his name), Council some years ago appointed him as Investigator. This matter went

through the Court, and the Court decided that the Council had the right to create such a position.

The Mayor and the Department of Law should not question the right of Council to engage employees.

If, as the President says, it is unlawful to create this position, then this rule should apply to the chauffeur and all the clerks engaged by Council, with the exception of the City Clerk and his Assistant. I cannot see any difference in creating this position than appointing the Budget Controller and his Assistant.

The right of Council to engage people has been going on for years; and if the Council has no right to employ an Investigator as provided for in this ordinance, it has no right to employ clerks.

I have no fear in regard to the paying of his salary if Council employs an Inspector or Investigator, or whatever we may call him.

As I stated before, the garbage and rubbish contract amounts to over a Million Dollars, and Council is responsible for the spending of that money, and they are entitled to have reports on the matter from time to time.

There is no question in the minds of Council that there have been quarrels about the activities of a city employe. I have been in this Council for sixteen years, and this is the first time that I have any recollection where a man was dismissed for doing his duty. The complaint we have always received was that city employees do not work.

Through inquiries made, and with my knowledge of that department, it is my honest belief that it should have a man, whether it is this man or some other man, to check up on the fulfillment of the garbage and rubbish contract. I am not interested in any particular individual. I didn't know the man until he came into Council, but I knew the character of work he was doing; that it was good work, and that he worked too hard.

If this position is not allowed and the Inspector not engaged, I assure the Council that I will keep the Director of the Health Department and the Superintendent of the Sanitation Bureau explaining what they are doing on this contract. It is to the benefit

of the administration to have a man on this job.

I am now ready to vote on it.

Mr. McArdle arose and said:

Mr. President:—I have no great concern whether the bill passes or not. But I do want to express disagreement with the views expressed that it is a transgression of the rights of any other department should we pass this ordinance. I direct your attention to the fact that the bill before us merely creates a position. It does not say what shall be done by the person who may later be appointed to it. It rests on the assumption that the person appointed would be assigned to do what another person discharged in another department had been doing. If attempted it would be a usurpation of the power of that department, and if cannot be done. But to create a position and call the employe an Inspector and then assign the encumbent after it is filled to do something that the Council wants done for its own information, would seem to me to be clearly within the rights of Council to do, and as having been proven so far by failure of anybody to successfully question it.

Mr. Anderson's reference to Council's experience in creating the Division of Investigation was borne out without successful attack upon its validity. I don't know that it was attacked upon the grounds that it was an infringement upon the administrative function of another department. That question, so far as I know, was not raised in court; but I think if it were thought to good grounds, it would have been raised at that time, and the function that might be performed by anyone holding this office, it seems to me, would be merely the enlargement of taking the same form that that Investigation Division took, or the supplemental function carried on by the Budget Controller. It could not be less than unfortunate for Council to do so under any set plans. Nobody will question the right of Council to do that. If this individual were to attempt to go out and say to a weight inspector hired by the Department of Public Health that he ought to and must deduct so much tonnage from the rubbish or garbage delivered, then

he would be getting into the administrative field, and probably be thrown out. On the other hand, if he should find something in violation of the contract, for which the Council is responsible, he would merely report it to Council and let the Council take whatever steps it may lawfully or judiciously take under the circumstances.

Mr. Kane arose and said:

Mr. President:—I propose voting for this ordinance for the same reasons advanced by Mr. Anderson. I believe it is absolutely necessary in view of what has happened in reference to this contract that we have an employe, regardless of who he might be, to furnish Council information as to what is going on. I heard the statement and testimony of Mr. Sklar before the committee. I do not believe that he is entirely responsible for the reduction in tonnage that took place the last year. It is obvious to every member of Council that there has been a lot done to prevent a lot of things that have been complained of prior to the employment of this man.

Council proposes to break this monopoly by building incinerators, and the history of the incinerators is such that Council's hands are tied, and Council is now being criticized for authorizing bonds with which to pay for the incinerators.

I don't know whether this ordinance will pass in Council today, but it is in line with the thought that I have had since I have been a member of Council. I think we ought to have a department to give us information on any subject that comes before us for which we are asked to appropriate money. The Department of Public Works comes in and submits to us estimates of what they think is the cost of certain projects. We don't know whether those estimates are correct or not. We must rely upon the figures furnished us by the department engineers.

The General Assembly of Pennsylvania is now in session, and I believe before it adjourns that this Council will have more authority conferred upon it than it has now. I think this ordinance should be passed regardless of who the person to be appointed

might be, because we should have some check on the amount of garbage and rubbish collected in the City of Pittsburgh.

I want to say a little further that the Department of Public Health has been trying to pigeon-hole this ordinance that Mr. Anderson proposes, for the reason they think that it is going to establish Mr. Sklar in a similar position that he held in said department. Those things do not look good to me.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Gallagher	McArdle
Huston	

Noes:—Messrs.

Demmler	Soost
Magee	Garland (Pres't)

Ayes 5. Noes 4.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2543. An Ordinance entitled, "An Ordinance transferring the activities and appropriations formerly under the North Side Playgrounds Association to the direction and supervision of the Department of Public Works. Bureau of Recreation."

In Finance Committee, Jan. 8, 1935, Bill read and amended in Section 1, by striking out the words "and the amounts in the several code accounts of said North Side Playgrounds Association shall be and the same are hereby placed under the direction and control of the said Bureau of Recreation," and in the title by striking out the words "and appropriations", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.
Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2544. Resolution authorizing and directing the City Controller to transfer the sum of \$1000.00 from Code Account No. 1046, Salaries, Regular Employees, to Code Account No. 1047, Wages, Temporary Employees, Department of City Controller.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2546. Resolution authorizing and directing the City Controller to transfer the following sums within the Bureau of Parks:

FROM CODE ACCOUNTS:

1878	Salaries, Regular Employees (West Park)	\$62.97
1890	Wages, Regular Employees (McBride Park)	30.49

TO CODE ACCOUNTS:

1802	Wages, Temp. Employees (Schenley Park)	\$62.97
1860	Wages, Regular Employees (Highland Zoo)	30.49

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2552. WHEREAS, it is necessary to replenish various code

accounts in the Bureau of Recreation to meet the requirements for North Side Playground Association for the year of 1935.

RESOLVED, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$41,913.50, from various code accounts in the North Side Playground Association to the following code accounts in the Bureau of Recreation, Department of Public Works:

FROM CODE ACCOUNT NO.

87—A-1 Salaries Regular Employees	\$ 8,660.00
68—A-4 Wages, Temporary Employees	8,635.00
69—A-4 Wages, Temporary Employees (5 weeks)	10,015.00
70—B Miscellaneous Services	450.00
71—C Supplies	5,975.00
72—D Materials	350.00
73—E Repairs	1,200.00
74—F Equipment	100.00
75—O Taxes	500.00
1921—M Wages Sundry Operations ...	1,025.00
	5,003.50

Total Amount \$41,913.50

TO CODE ACCOUNT NO.

1917 C Supplies	\$ 2,475.00
1897 A-1 Sal. Reg. Emp. (Office)	2,850.00
1900 A-1 Sal. Reg. Emp. Grds. & Bldgs.	4,290.00
1908 A-1 Sal. Reg. Emp. Women & Children's Div. ...	1,900.00
1909 A-4 Wages Temp. Emp. W. & C.	5,632.00
1909½ A-4 Wages Temp. Emp. W. & C.	4,752.00
1914 A-1 Sal. Reg. Emp. Men & Boys' Div.	1,900.00
1915 A-4 Wages Temp. Emp. Men & Boys' Div. ...	2,288.00
1915½ A-4 Wages Temp. Emp. Men & Boys' Div. ...	3,511.20
1920 A-4 Wages Temp. Summer Swimming Pools ..	6,665.30

1902 B Supplies, Grds. & Bldgs.	450.00
1906 E Repairs, Grds. & Bldgs.	1,200.00
1911 C Supplies, W. & C.	3,500.00
1913 F Equipment ..	500.00

Total Amount \$41,913.50
Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. McArdle stated

That the communication accompanying the resolution stated that the resolution provided for the transfer of funds from various code accounts of North Side Playgrounds to the Bureau of Recreation, and the resolution actually transfers \$5,003.50 which is not set up in the North Side Playgrounds.

Mr. McArdle moved

That the resolution be laid on the table and the Department of Public Works be directed to present a new resolution adjusted to include only funds which are available for transfer. Which motion prevailed.

Mr. Magee presented

No. 2602. Report of the Committee on Parks and Libraries for January 8, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2541. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of One (1) Auto Truck for the Bureau of Parks, Department of Public Works, and providing for the payment thereof."

Which was read.

Mr. Magee moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Soost presented

No. 2603., Report of the Committee on Public Safety for January 8, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2575, "An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of S. C. Hamilton in the sum of \$268.79, in payment for services rendered without previous authority of law, in repairing motorcycles in the Department of Public Safety."

Which was read.

Mr. Soost moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2548. An Ordinance entitled, "An Ordinance authorizing and directing the Department of Public Safety to incur certain expenses in connection with the operation of the Better Traffic Committee, for the year 1935."

Which was read.

Mr. Soost moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

UNFINISHED BUSINESS.

The Chair took up

Bill No. 2463. Resolution approving general plans for the Greater Pittsburgh Exposition Building to be erected on the Duquesne Wharf and provisions made therein for traffic regulations and control.

In Council, Dec. 24, 1934, Read and

laid on the table until a definite understanding may be had with County Authority.

Which was read.

The Chair presented

No. 2604. THE GREATER
PITTSBURGH EXPOSITION SOCIETY
PITTSBURGH, PENNSYLVANIA
January 11, 1935.

Mr. Robert Garland, President and
Members of Council,
City of Pittsburgh.

Gentlemen:—

We inclose herewith, a copy of an agreement executed this date by and between the Allegheny County Authority and The Greater Pittsburgh Exposition Society, an extra copy having been executed for file in City Council records.

The agreement will be self-explanatory and was intended to meet some of the objections raised in Council and it is the intent of the agreement that it will provide for the construction of the necessary roads and ramps in the Point area without expense to the City of Pittsburgh and that it will avoid any possible conflict as between the programs of the Exposition Society and whatever program of the Allegheny County Authority that may eventually be approved by City Council.

The element of time has become a very important factor and we have agreed to move up the date for the completion of our financing from October 1st to August 1st to insure that our lease will not interfere with work on the Authority plan.

A resolution is now before Council with an affirmative recommendation from committee removing the right reserved in our lease to Council to declare the lease null and void if, in the opinion of Council, it appears that the erection of the building would not permit of an adequate TRAFFIC regulation and control. It is our understanding that action on this resolution has been held up pending the receipt of information of the Allegheny County Authority plans and it is our earnest anticipation that the agree-

ment herewith is of sufficient scope to satisfy Council on the points covered therein.

Anything that Council may, in its discretion, do to expedite action which will permit us to proceed with our financing arrangements will be most sincerely appreciated.

Very truly yours,

P. M. CHAMBERLAIN,
Managing Director.

Which was read.

Also

No. 2605. Agreement between the Allegheny County Authority and the Greater Pittsburgh Exposition Society relieving the City from any expense in connection with construction of roads and ramps in the "Point" area.

Which was read.

Mr. Huston moved

That the communication and agreement be referred, and the resolution be recommitted, to the Committee on Public Service and Surveys.

Which motion prevailed.

The Chair asked that the Clerk furnish a copy of the communication and agreement to each member of Council.

MOTIONS AND RESOLUTIONS.

Mr. Anderson at this time obtained leave and presented

No. 2606. An Ordinance creating and establishing the position of Investigator in the office of the City Clerk, and fixing the compensation therefor.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 2607. City of Pittsburgh.
Office of the Mayor,
January 11, 1935.
To the President and Members of

City Council.
Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, O. B. Hannon, 412 South Aiken avenue, Chairman of the Board of Adjustment, to fill the vacancy caused by the removal of A. G. Holmes, and would ask for an immediate confirmation of the same.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read.

Also

No. 2608. City of Pittsburgh.
Office of the Mayor,
January 11, 1935.

To the President and Members of
City Council.
Gentlemen:—

I have the honor to inform you that I have appointed, subject to

your approval, O. B. Hannon, 412 South Aiken avenue, as a member of the City Planning Commission to fill the unexpired term of A. G. Holmes, removed, and would ask for an immediate confirmation of the same.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read.

The Chair stated

That if there were no objections, the communications would lay over until the next meeting.

And there being no objections, the communications were laid over.

Mr. Kane moved

That Council adjourn to meet on Monday, January 21st, 1935, at 1:30 o'clock, P. M.

Which motion prevailed.

And Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, January 21, 1935.

No. 3.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President
ROBERT CLARK.....City Clerk
EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, January 21, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Absent:—Mr. Soost

PRESENTATIONS

Mr. Anderson presented

No. 2609. Communication from Local No. 27, United Association of Plumbers and Steam Fitters, Pittsburgh, Pa., calling attention to unsanitary conditions being permitted to continue at Mifflin road and Interboro avenue, without restraint from the Department of Public Health.

Also

No. 2610. Communication from the Department of Public Health sub-

mitting statement showing amount of garbage and rubbish collected during the month of December, 1934.

Which were read and referred to the Committee on Health and Sanitation.

Mr. Demmler presented

No. 2611. An Ordinance authorizing and directing the Mayor to issue and the City Controller to countersign warrants for salaries for employes of Traffic Court from November 5th to December 31st, 1934.

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2612. An Ordinance providing for the letting of a contract or contracts for the furnishing of Farm Machinery and Hospital Equipment for the Pittsburgh City Home and Hospitals at Mayview, Pa., and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Mr. Huston presented

No. 2613. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Filing Cases for the Bureau of Water, and providing for the payment thereof.

Which was read and referred to the Committee on Filtration and Water.

Mr. Kane presented

No. 2614. An Ordinance authorizing and directing the grading, paving and curbing of Langfitt avenue, from Richardson avenue to a point 500 feet southwardly, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and

providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Also

No. 2615. Petition for the construction of a bridge over Saw Mill Run to connect Ensign avenue with Saw Mill Run boulevard, and a report thereon from the Department of Public Works.

Also

No. 2616. Petition for the removal of voting booth from Neuhart street at the intersection of Venture street, 26th Ward.

Also

No. 2617. Communication from Rocco Pallotti, 1223 Adon street, requesting that red-dog material be placed on Imporia, Huxley and Hoover streets, and the upper end of Adon street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2618. Communication from the Department of Public Works relative to status of large contract improvement schedule requiring the attention of the Bureau of Engineering, and relative to appropriation of \$20,000.00 for engineering expenses.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 2619. An Ordinance creating certain temporary positions in the Department of Public Works, fixing the rate of compensation therefor, and providing for the payment of salaries thereof.

Also

No. 2620. An Ordinance amending and supplementing Sections 82, 84, 86, 88, 90 and 92, Bureau of Parks, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh and the rate of compensation thereof", approved January 2nd, 1935.

Also

No. 2621. An Ordinance authorizing the issuance of a warrant to The Batavia Times Publishing Company in the sum of \$903.38 for the cost of printing briefs and records in cases involving the City of Pittsburgh, appealed to the Superior and Supreme Courts in 1934.

Also

No. 2622. An Ordinance amending portions of Section 9, Department of Law, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935.

Also

No. 2623. An Ordinance authorizing the City Controller to transfer the balances remaining in Bond Fund No. 249, Subway Improvement, 1924, and Bond Fund 290, Transit Subway 1927, to their respective Sinking Funds.

Also

No. 2624. WHEREAS, It is necessary to replenish various code accounts in the Bureau of Recreation to meet the requirements for North Side Playground Association for the year 1935.

RESOLVED, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$36,910.00, from various code accounts in the North Side Playground Association to the following code accounts in the Bureau of Recreation, Department of Public Works:

FROM CODE ACCOUNT NO.

67	—A-1	Salaries Regular	
		Employees	\$ 8,660.00
68	—A-4	Wages Temporary	
		Employees	8,635.00
69	—A-4	Wages Temporary	
		Employees	
		(5 weeks)	10,015.00
70	—B	Miscellaneous	
		Services	450.00
71	—C	Supplies	5,975.00
72	—D	Materials	350.00
73	—E	Repairs	1,200.00
74	—F	Equipment	100.00
75	—O	Taxes	500.00

1921—M Wages Sunday
Operations—
N. Side Playgr.—
Bu. of Recrea. ... 1,025.00

Total \$36,910.00

TO CODE ACCOUNT NO.

1917	C	Supplies	\$ 2,475.00
1897	A-1	Sal. Reg. Emp. Office	2,850.00
1900	A-1	Sal. Reg. Emp. Grds. & Bldgs.	3,575.00
1908	A-1	Sal. Reg. Emp. Women & Chil- dren's Div.	1,900.00
1909	A-4	Wages Temp. Emp. W. & C... ..	4,506.00
1909½	A-4	Wages Temp. Emp. W. & C... ..	3,784.00
1914	A-1	Sal. Reg. Emp. Men & Boys' Div.	1,900.00
1915	A-4	Wages Temp. Emp. Men & Boys' Div.	1,830.00
1915½	A-4	Wages Temp. Emp. Men & Boys' Div.	2,838.00
1920	A-4	Wages Temp. Emp. Summer Swimming Pools	5,602.00
1902	B	Miscellaneous Services	450.00
1906	E	Repairs, Grds. & Bldgs.	1,200.00
1911	C	Supplies, W. & C.	3,500.00
1913	F	Equipment	500.00

Total \$36,910.00

Also

No. 2625. Resolution author-
izing and directing the City Controller
to transfer the sum of \$5,000.00 from
Code Account No. to Code
Account No. 1083, Code Digest Fund.

Also

No. 2626. Communication from
J. K. Taylor and Henrietta Y. Taylor
asking to be reimbursed in the sum
of \$2200.00 for damage to property at
2830 Castlegate avenue, 19th Ward, due
to backflooding of public sewer.

Also

No. 2627. Communication from
the Pittsburgh Real Estate Board

transmitting copy of the Allegheny
General News and calling attention to
the editorial entitled, "Public Patients
in Private Hospitals".

Also

No. 2628. Communication from
The Hill Top Record relative to pay-
ment of claim against the former Bor-
ough of Overbrook for printing and
advertising.

Which were severally read and re-
ferred to the Committee on Finance.

Mr. McArdle (for Mr. Soost) pre-
sented.

No. 2629. Resolution author-
izing the Director of the Department
of Public Safety to certify to the City
Controller the shortage amounting to
\$1033.80 in the payroll of the Bureau
of Police for the year 1934, which was
witheld from the Police Pension Fund
payments, and authorizing the issuing
of a warrant in said amount in favor
of the Police Pension Fund and charg-
ing the same to Code Account No. 1443,
Item A-1, Salaries, Regular Employees,
Bureau of Police, Department of Public
Safety, for the year 1935.

Also

No. 2630. Resolution author-
izing the Director of the Department
of Public Safety to certify to the City
Controller the shortage of \$380.35 on
the payrolls of the Bureau of Building
Inspection and the Bureau of Police,
covering carfare expended by employees
of said Bureaus in the performance of
their duties during 1934, and authoriz-
ing the issuing of a warrant in said
amount, and charging the same to
Code Account No. 1483, Item B, Miscel-
laneous Services, Bureau of Building
Inspection, and Code Account No. 1448,
Item B, Carfare, Bureau of Police, De-
partment of Public Safety.

Which were read and referred to the
Committee on Finance.

Also

No. 2631. An Ordinance pro-
viding for the letting of a contract or
contracts for furnishing acetylene gas,
refilling, inspecting, painting, adjust-
ing, replacing and repairing defective
parts for gas traffic beacons in use in
the Bureau of Traffic Planning, De-
partment of Public Safety, for the year
ending December 31, 1935.

Also

No. 2632. An Ordinance providing for the letting of a contract or contracts for furnishing Motorcycle Repairs for all Bureaus and Divisions in the Department of Public Safety for the year ending December 31, 1935, and providing for the payment of the costs thereof.

Also

No. 2633. An Ordinance providing for the letting of a contract for furnishing Telephone Service to the City of Pittsburgh and the maintenance of the Telephone Typewriter System in service in various offices and police stations of the Bureau of Police for the year ending December 31, 1935.

Also

No. 2634. An Ordinance providing for the letting of a contract for the arrest and disposal of dogs found running at large in the streets of the City of Pittsburgh, for the year ending December 31st, 1935, and providing for the payment thereof.

Also

No. 2635. An Ordinance providing for the letting of a contract for Laundry Service and furnishing of all necessary Linens for the Department of Public Safety and its several Bureaus and Divisions for the year ending December 31st, 1935.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 2636. An Ordinance widening Protectory Place, in the 3rd Ward of the City of Pittsburgh, at the first angle north of Centre Avenue and at the first angle south of Wylie Avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefitted thereby.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 2637. Communication from G. E. Thomas relative to reduction in assessed valuation of property at 5800-08 Darlington road.

Also

No. 2638. Communication from the Lions' Club of Pittsburgh recommending that City Council give serious consideration to the proposal to build a bowl or stadium in Highland Park for Civic Light Opera.

Also

No. 2639. Communication from the Brashear Association, Inc., expressing appreciation for exonerating taxes and water rents on its property (Armstrong Property) and attaching graph showing attendance.

Also

No. 2640. Communication from the Chamber of Commerce attaching resolution relative to consolidation of Bureau of Recreation and Bureau of Parks.

Also

No. 2641. Communication from James P. Kirk, City Treasurer, submitting statement of delinquent taxes collected January 1st to 15th inclusive, and statement of amounts collected from street and sewer assessments for the same period.

Also

No. 2642. Communication from Pittsburgh Council of Catholic Women requesting that water used at the Council House be charged at the charity rate.

Also

No. 2643. Communication from Fidelis Realty Co. relative to leasing property for a gasoline station at Boulevard of the Allies and Ward street, formerly occupied by No. 24 Engine House.

Which were severally read and referred to the Committee on Finance.

Also

No. 2644. Communication from Emily C. Merchant relative to curb in front of her property at 6358 Alderson street, 14th Ward.

Also

No. 2645. Communication from Federated Patriotic Orders requesting that the City furnish plants for decoration purposes for the Annual Lincoln

Dinner at Soldiers' Memorial Hall, Tuesday, February 12, 1935.

Which were read and referred to the Committee on Public Works.

Also

No. 2646. Communication from R. F. Morris, Jr., Sec'y., Commonwealth Real Estate Company, enclosing copy of letter from John J. Finerty relative to re-locating car stop at Forbes and Brady streets.

Also

No. 2647. Communication from Public Service Commission stating that an extension of two weeks from January 15, 1935, has been granted the South Pittsburgh Water Company for filing information relative to affairs of that Company.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 2648. Communication from War Veterans' Association of America relative to merchants using sidewalks for the sale of merchandise.

Which was read and referred to the Committee on Public Safety.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 2649. Report of the Committee on Finance for January 11, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also

Bill No. 2460. An Ordinance entitled, "An Ordinance amending Section 4 of an ordinance, entitled, 'An Ordinance regulating the deposit of moneys of the City of Pittsburgh, designating how depositories of said moneys shall be selected, and providing for the payment of interest thereon,' approved February 9, 1934."

In Finance Committee, January 11, 1935, Read and amended in Section 1 by striking out and by inserting as shown in red, and in the title by inserting after the words "An Ordinance amending" the words "Section 2 and", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to. Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Anderson arose and said:

Mr. President:—I purpose voting for this ordinance, because it is recommended by the City Treasurer. The Treasurer informed me that it is the only recourse open to the City. I believe that the Council is in the same position as the City Treasurer and the City Controller.

I had hopes that the City could continue under the same agreement it had with the city depositories. The City Treasurer informed me that it would be a hard thing for him to carry on the business of the City if he did not accept the offer of the banks, because there are at times \$10,000,000 on deposit. We are all familiar with the experience of previous City Treasurers, and I don't want to put this Treasurer in the same position, where he would be responsible for any losses that might occur.

Mr. Kane arose and said:

Mr. President:—I opposed this bill in committee, but now take the same position as Mr. Anderson. The only reason I am voting for the bill is because of the recommendation of the City Treasurer.

I am of the opinion that the bankers could continue the same rate of interest paid last year. The saving amounts to \$20,000.00. Apparently the banks are in a position where they could tie the hands of the City Treasurer, and at the same time disrupt the business of the City.

Mr. Gallagher arose and said:

Mr. President:—I am of the same opinion as expressed by Mr. Anderson and Mr. Kane. I think the bankers of Pittsburgh are taking advantage of a situation which they find the City

is confronted with. In times like these, the bankers should be helping the taxpayers.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messers.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2576. An Ordinance entitled, "An Ordinance amending Section 39, Department of Public Safety, Bureau of Police, of an ordinance entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935."

In Finance Committee, January 11, 1935, Bill read and amended in Section 1 by striking out and by inserting, as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill

pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messers.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

UNFINISHED BUSINESS

The Chair took up

Bill No. 2607. Communication from the Mayor appointing O. B. Hannon as Chairman of the Board of Adjustment, vice A. G. Holmes, removed.

In Council, Jan. 11, 1935. Read and laid over until next meeting.

Which was read.

Also

Bill No. 2608. Communication from the Mayor appointing O. B. Hannon as member of the City Planning Commission, vice A. G. Holmes, removed.

Which was read.

The Chair presented

No. 2650. January 21, 1935.

Hon. Robert Garland,
President City Council,
Pittsburgh, Pa.

Dear Mr. Garland

I am enclosing herewith a copy of a letter forwarded by me to Hon. William N. McNair to-day. You will please note that I have definitely declined the position of Chairman of the Zoning Board.

Yours very truly,

O. B. HANNON.

January 21, 1935.

Hon. Wm. N. McNair, Mayor
City of Pittsburgh,
City-County Bldg,
Pittsburgh, Pa.

Dear Sir:—

While I appreciate the confidence you evidently have in my ability as you show by nominating me and sending my name to Council for the chairmanship of the Zoning Board, nevertheless, after giving due consideration to all the factors involved, I feel compelled to decline the proposed appointment.

Thanking you for your consideration.
I am,

Very truly yours,
O. B. HANNON.

Which was read.

Also

No. 2651. B. FLOERSHEIM &
COMPANY.

Farmers Bank Building
Pittsburgh

January 18, 1935.

Mr. Robert Garland,
President of City Council,
City of Pittsburgh, Penna.
My dear Mr. Garland:—

The matter of the discharge of
Mr. Holmes, Chairman of the Board of
Adjustment Bureau, by the Mayor of
our City, has aroused my indignation,
as well as many other citizens of Pitts-
burgh, and I take this means to enter
a vigorous protest against such unfair
and inconsiderate proceedings.

I certainly feel that the entire Board
of Adjustment is and has been one of
the outstanding bodies officiating in
the City Administration. Its integrity
has never been questioned and from
cases which have come before it and
which have been in many instances
appealed to the courts, the courts have
upheld its findings.

I believe that it is the duty of Coun-
cil to open this matter for discussion
regardless of whether Council has jur-
isdiction in the circumstances or not.
The people of Pittsburgh should be
acquainted with the real facts in the
case, as I personally believe that a
great injustice has been perpetrated
by the Mayor which should not be per-
mitted to stand and he should be called
before Council to assert his reasons.

I trust that I have not obtruded my-
self in bringing this matter to your
notice and hope that you will permit
free discussion at the time same comes
before you, voluntarily or otherwise.

With very kind regards and hoping
there may be some means afforded for
the re-appointment of Mr. Holmes, re-
main,

Yours truly,

BERT FLOERSHEIM.

Which was read.

Also

No. 2652. CIVIC CLUB OF
ALLEGHENY COUNTY

Pittsburgh, Pa.

January 21, 1935.

President and Members of
The City Council,
City-County Building,
Pittsburgh, Pa.
Gentlemen:—

The Civic Club of Allegheny
County has been interested, for many
years, in the success of zoning in
Pittsburgh. We believe that the bene-
fits of zoning have been and will con-
tinue to be measured, to a great ex-
tent, by the character of its adminis-
tration. We are confident that Coun-
cil is fully aware of this Board's re-
sponsibilities and recognizes the neces-
sity of preserving its position as a
judicial body, unbiased and unham-
pered by political or other consider-
ations.

The Civic Club is concerned over
reports that the refusal of the Board
of Adjustment to issue a permit with-
out proper filing of plans has resulted
in the dismissal of the Chairman.
Such procedure indicates an intention
to disregard the Zoning Board deci-
sions made after careful investigation
and impartial judgment.

We believe this fast and loose
method of attack upon the judicial
powers of this body will undermine
the zoning structure and eventually
remove the protection upon which
thousands of home owners depend.

We appeal to Council to forestall the
serious interference with the duties
and responsibilities of the Board of
Adjustment by refusing to recognize
appointments to this Board made with
the ostensible purpose of ignoring the
fundamentals of zoning principles and
the possible jeopardy to real estate
values.

It is to be hoped that the standing
of the Board as an independent judicial
body may be maintained and the in-
tegrity of the zoning plan preserved.

Very sincerely yours,

FRANCIS S. GUTHRIE
First Vice President and
Member of the Zoning
Committee.

The Chair said:

Gentlemen, you have before
you the communication from the Mayor
in which he appoints Mr. Hannon as
Chairman of the Board of Adjustment.
Under the rules of the Board it chooses
its own Chairman.

You also have a letter from Mr. Hannon wherein he states that he declines the position.

It seems in all propriety these communications should be returned to the Mayor, because of their irregularity.

Mr. Magee arose and said:

Mr. President:—They are already a record in Council, and you cannot return them to the Mayor. The only action Council should take is to lay them on the table.

The Chair said:

It is entirely in your hands.

Mr. Magee moved

That the communications be laid on the table.

Which motion prevailed.

Mr. Anderson moved.

That a copy of the letters be sent to the Mayor with the information that he cannot, under the law, name the chairman of the Board of Adjustment.

Which motion prevailed.

MOTIONS AND RESOLUTIONS.

The Chair presented

No. 2653. City of Pittsburgh,
Office of the Mayor,
January 14, 1935.

To the President and
Members of City Council.
Gentlemen:—

I am returning herewith Bill No. 2538, creating and establishing the position of Inspector in the Office of the City Clerk, without my approval, for the following reason:

I do not think Council has the power to create this position.

Respectfully yours,

WM. N. McNAIR

Mayor.

Which was read, received and filed.

Also

Bill No. 2538. An Ordinance entitled, "An Ordinance creating and establishing the position of Inspector in the Office of the City Clerk, and fixing the compensation therefor."

In Council, January 11, 1935, Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. Anderson arose and said:

Mr. President:—Before action is taken on this veto, I wish to state that another ordinance creating the position of Investigator in the City Clerk's Office was introduced.

It seems to be the contention of the members of Council that the Mayor should give a reason why he vetoes this ordinance. The law is clear with respect to the creation of new positions by Council. If Council does not have the power to create positions, then all the clerks in the office of Council are serving illegally. I contend that Council has the power and right to create positions under its control.

It is not my idea in setting up this position to interfere with the Department of Public Health with respect to the authority given them by law.

There is a question in my mind, and I am suspicious of the condition that exists with regard to the garbage and rubbish contract, and it is on this contract that I desire information. I shall continue my efforts until the information I seek is furnished.

The law is clear in regard to the duties of Council, and for that reason I propose voting to override the veto of the Mayor.

The Department of Law has furnished an opinion with respect to the duties of the Budget Controller; the City Solicitor stating that Council has a right to create and maintain such a position, and that the incumbent has a right to go into any department to get information that the Council desires.

The garbage and rubbish contract is one of the largest contracts that the City awards each year, and Council should be advised on all phases of it. Council has held hearings on this subject; and I am of the opinion that every member of Council believes that we should be in closer contact with it.

I don't intend to interfere with the duties of the department. The Law Department has furnished an opinion as to our powers. The Mayor, I might state, said that he was going to hold up the pay of the Budget Controller, but he paid him. Now, if the Council

is in the right and it is their wish to get information they desire, they should override this veto for the creation of this position. I assure you that as far as I am concerned I will not interfere with the Mayor or any of his departments.

The Chair said:

Do you want action on this veto, or do you desire that it be laid on the table until action is taken on the new ordinance which you introduced?

Mr. Anderson said:

I felt that the Mayor would veto this ordinance, and for that reason I had the new ordinance prepared, to take its place if necessary.

Mr. Demmler arose and said:

Mr. President—I will vote to sustain the Mayor's veto of Bill No. 2538, File No. 686, establishing a new position in the office of the City Clerk. I voted against this bill in committee and in Council because I believe this is an administrative function and should be handled in a department.

I voted against the transfer of the clerks in the Traffic Court because I do not believe the division of authority tends to establish efficient administration. Since the clerks in the Traffic Court have been returned to the Mayor's office, it is his responsibility to see that the work is done.

Political influence and political interference have been connected with the garbage and rubbish contracts and in a large measure have made these contracts almost unenforceable. I know of the corruption, dissatisfaction and misunderstanding which have marked these contracts. I am convinced that we must have city-owned and operated incinerators, and that we must also have municipal collection and disposal of garbage, rubbish and ashes. Only with such municipal service can we hope to solve the problem of the collection and disposal of municipal refuse.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson Kane
Gallagher McArdle
Huston

Noes—Messrs.

Demmler Garland (Pres't)
Magee

Ayes 5. Noes 3.

And there not being two-thirds or the votes of council in the affirmative, the bill failed to become a law notwithstanding the objections of the Mayor.

The Chair also presented

No. 2654. City of Pittsburgh,
Office of the Mayor,
January 14, 1935

To the President and
Members of City Council.

Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, Mr. Thomas A. Dunn, 4111 Allequippa street, to the position of Director of the Department of Public Safety to succeed A. Marshall Bell, removed, and would ask for immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR.

Which was read.

Mr. Magee moved

That the communication be referred to the Committee on Finance for further consideration.

Mr. Magee arose and said:

Mr. President:—I cannot help but believe that the immediate confirmation of Mr. Dunn's name is likely to entail some serious difficulties by reason of the fact that Mr. Bell has not been officially dismissed as Director of the Department of Public Safety, and further because of the peculiar circumstances under which Mr. Dunn is being appointed.

We have an appointing power who refuses to abide by the law. The Charter Act specifically says that he must dismiss by written order, transmitted to Council and giving a reason for the removal of a head of a department. If the Mayor chooses to ignore the law, I, as a member of Council, must vote against the nomination of Mr. Dunn, whom I know is a good citizen and one whom I believe would make an efficient Director of this de-

partment. However, I believe that he will realize why I am voting against the confirmation of his appointment.

This is the most important office in the city government. We ought to refer this communication of the Mayor's to committee, and provide some means whereby we can bridge over the dilemma created by the appointing power acting in the manner that he does.

I move that the communication be referred to the Finance Committee for further consideration.

Mr. Anderson arose and said:

Mr. President, I am ready at this time to vote for Mr. Dunn, because I do not like to delay confirmation of the head of a department. It always worries the members of Council when there is a vacancy in a department, and in voting to send the communication to committee I would suggest that we have a conference with the Mayor.

The Chair said:

That is what the Committee will do.

Mr. Anderson said:

They usually don't do that. Every appointment that has been submitted to Council has been referred to Committee and discussed there and returned to Council. It is a serious situation to have a department without a head. I will vote to refer the nomination to committee with the understanding that the committee will ask for an immediate conference with the Mayor.

Mr. Magee arose and said:

Mr. President:—I want to remind Mr. Anderson that we did prevail upon the Mayor the last time there was a vacancy in the office of the Director of the Department of Public Safety, and at that time he was persuaded to give his reason for dismissal before the new appointee was confirmed. The main thing, however, that I want to say to Mr. Anderson is, that the difficulty is not in having a department without a head; it is having a department with two heads. That is the point with which we are confronted.

The Chair said:

Allow me to say a word with-

out leaving the Chair. It is a little out of the ordinary. We will have to confirm the appointment of Mr. Dunn or some other person for the position of Director. The Charter Act distinctly provides that the Mayor in dismissing the head of a department should furnish a reason to be transmitted to Council. So far he has not done this. The point at issue is an apparent studied attempt of the appointive power to ignore the plain provisions of the law. Therefore, I believe the only logical thing to do is to refer this nomination to committee and hold a conference. I am speaking for the protection of Mr. Dunn, as well as Mr. Bell, both of whom are friends of mine. Mr. Dunn will not have security in office if he can be removed by the appointing power without reason.

The law distinctly states that the Mayor must give his reasons in writing for dismissing the head of a department, and they must be satisfactory to Council.

Mr. Magee said:

Mr. President:—I agree with the first part of your last remark, but do not agree with you on the latter part of it.

The Chair said:

"For the good of the service" is not satisfactory to me. That is the usual reason advanced for the dismissal of an appointive official.

Mr. McArdle arose and said:

Mr. President:—The big point at issue in this matter to me is the determination of the appointing power to ignore the law. If we are wrong, we may find it out in the consideration of this measure in committee, but as a member of Council I am not willing to take responsibility for the consequence that may occur in any department, merely because the elected official whose primary responsibility for appointment of the head of that department wants to disobey the law. His action in my judgment is in conflict with the law, and for that reason I do not want to be a party to that responsibility. We have been piling up such instances, of which there have been entirely too many under this administration.

If it is provided in the law that the

Director shall be removed for reasons filed with Council, then we ought to know those reasons. If that law does not mean anything, neither does the law with respect to confirmation of appointments of heads of departments mean anything. You will note, Mr. President, that this letter is dated January 14.

The **Chair** said:
Yes.

Mr. **McArdle** said:

It was not filed in our office on January 14. It was filed here today and comes on the assumption that this appointment took place five or six days ago. We have no information except what we may gather from the reading of the public press as to whether any step that has presumably created a vacancy in the head of this department has been taken according to law. I think we ought to insist that it be done in the regular, legal way, and we ought not by any means do anything that happens, by virtue of the ignoring of the law by the Mayor, to place the responsibility on the Council.

The **Chair** said:

It might be well to state here, that the new appointee was sworn in before his confirmation by Council. That is another violation of the law. We are sitting here as lawmakers, not lawbreakers.

And the question recurring on the motion to refer to the Committee on Finance for further consideration.

The motion prevailed.

The **Chair** also presented

No. 2655. City of Pittsburgh,
Office of the Mayor,
January 15, 1935.

To the President and
Members of City Council.
Gentlemen:—

I have the honor to inform you

that I have appointed Wilbur F. Galbraith, King Edward Apartments, to the position of Member of the Board of Adjustment to succeed James A. Bortz, removed and would ask immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, and on motion of Mr. Magee, referred to the Committee on Finance.

Also

No. 2656. I removed Marshall Bell as Director of Public Safety for the reason that his administration did not seem satisfactory to your Honorable body; as you have failed to confirm the name of Thomas Dunn, I take the same action again and send you the name of William B. Foster and ask immediate confirmation of the same.

WM. N. McNAIR.

Which was read, and on motion of Mr. Magee, referred to the Committee on Finance.

Mr. **Magee** said:

Council ought to refer this to committee and invite Mr. Bell and suggest to him that it is his duty to continue as head of this department.

The **Chair** said:

His bond is still there.

Mr. **Magee**:

Yes. He ought to be filling that office, which he should never have left.

Mr. **Huston** moved

That the Minutes of Council of Monday, January 7th, and Friday, January 11th, 1935, be approved.

Which motion prevailed.

And on motion of Mr. **McArdle**

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Thursday, January 24, 1935.

No. 4.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President
ROBERT CLARK.....City Clerk
EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Thursday, January 24, 1935.

Council met pursuant to the following call:

Pittsburgh, Pa., January 22, 1935.
Mr. Robert Clark,
Clerk of Council.
Dear Sir:—

Please call a special meeting of Council for Thursday, January 24, 1935, at 3 P. M., for the consideration of communications from the Mayor dismissing A. Marshall Bell as Director of the Department of Public Safety, and appointing Thomas A. Dunn to the position.

Very truly yours,
ROBT. GARLAND,
President of Council.

Which was read, received and filed.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Absent:—Mr. Soost

PRESENTATIONS

The Chair presented
No. 2657. City of Pittsburgh,
Office of the Mayor,
January 21, 1935.

To the City Council:—

I desire to withdraw the name of Wm. B. Foster as Director of Public Safety and nominate Thomas A. Dunn for the position, and ask immediate confirmation of the same.

WM. N. McNAIR.

Which was read, received and filed.

Also

No. 2658. City of Pittsburgh,
Office of the Mayor,
January 21, 1935.

To the President and
Members of City Council.
Gentlemen:—

I have removed A. Marshall Bell from the office of Director of Public Safety for the reason that his administration was not satisfactory to your Honorable Body and because he did not fulfill the duties of the office of the Director of Public Safety and by reason of the fact that his residence is twenty miles from Pittsburgh and his refusal to move to the City of Pittsburgh where he would be available for service in matters arising from disturbance of public peace and safety.

Respectfull yours,
WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Also

No. 2659. City of Pittsburgh,
Office of the Mayor,
January 21, 1935.

To the President and
Members of City Council.
Gentlemen:—

I hereby appoint, subject to

your approval, Thomas A. Dunn, 4111 Allequippa street, to the position of Director of the Department of Public Safety and ask for his immediate confirmation.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Mr. McArdle presented

No. 2660. Resolved, That the appointment of Thomas A. Dunn by the Mayor as Director of the Department of Public Safety be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion, the ayes and noes were ordered taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of council being in the affirmative, the motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, January 28, 1935.

No. 5.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, January 28, 1935.

Council met.

Present:—Messrs.

Anderson Kane

Demmler Magee

Gallagher McArdle

Huston Garland (Pres't)

Absent:—Mr. Soost

PRESENTATIONS.

Mr. Gallagher presented

No. 2661. Communication from John Hufnagel, 2919 Daniel street, requesting roadway and sidewalk repairs to streets in the neighborhood surrounded by Dengler street, Arlington avenue, Daniel street and St. Loretta cemetery.

Which was read and referred to the Committee on Public Works.

Mr. Kane presented

No. 2662. Petition for repairing and sewerage of streets and for

installing three or four more lights on streets in that portion of the 20th Ward known as "Chicken Hill".

Which was read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 2663. An Ordinance amending Section 1 of Ordinance No. 202, entitled, "An Ordinance authorizing the making of a contract or contracts for the construction of an incinerator plant, in the 21st Ward of the City of Pittsburgh, providing for the equipment in connection therewith, and making an appropriation to pay for the same", approved July 6, 1934, and recorded in Ordinance Book, Vol. 46, page 90.

Also

No. 2664. Resolution authorizing and directing the City Controller to approve voucher for the South Pittsburgh Water Company in the amount of \$55.65 for water service during December 1934, and to reimburse various employees of the Board of Water Assessors in an amount aggregating \$92.72, for carfare contracted during December 1934, said amount to be chargeable to and payable from Code Account 1141, Miscellaneous Services, Board of Water Assessors, for the year 1935.

Also

No. 2665. An Ordinance authorizing the issuance of a warrant in favor of Joseph Dingfelder in the sum of \$400.00 in payment for services rendered without previous authority of law.

Which were severally read and referred to the Committee on Finance.

Mr. McArdle (for Mr. Soost) presented

No. 2666. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Safety to advertise for proposals and to award a contract or contracts for the furnishing of labor, materials and/or services necessary for the maintenance, repair and operation of the buildings, structures, equipment, tools and other property and their appurtenances of the City of Pittsburgh in the custody of the Department of Public Safety, and providing for the payment of the costs thereof.

Which was read and referred to the Committee on Public Safety.

The Chair presented

No. 2667.

CITY OF PITTSBURGH
OFFICE OF THE MAYOR.

January 23, 1935.

To the Honorable Chairman and
Members of City Council:
Gentlemen:—

The City of Pittsburgh had on deposit over a million dollars in the Pennsylvania Trust Company at the time it was closed, and it is imperative that the maximum amount be realized from this deposit.

Certain information has been brought to my attention, which prompts me to go into this matter to the fullest possible extent. As you know, certain notes made by different parties, which were posted as collateral to guarantee the City's deposit, are now in the possession of the Colonial Trust Company as Trustee for the City.

On January 15, 1935, I appointed a committee to look into these matters, consisting of:

Stanley M. Carrington, Investigator,
10 Beltzhoover avenue, Pittsburgh.
Vincent A. Baldauf, Attorney,
506 Grant Building, Pittsburgh, Pa.
M. C. Conick, C. P. A.,
First National Bank, Bldg.,
Pittsburgh, Pa.

The appointment of this committee was made under Section 2 of Article 1 of the Charter Act of 1901, 53 P.S. 8393, which is as follows:

"The Mayor shall, as often as he may think proper, appoint three competent persons to examine, without notice, the accounts of any city department, trust, officer or employe, and the money, securities and property belonging to the

City in the possession or charge of such department, trustees, officers or employe, and report the result of such investigation."

This committee has been given full power by me to investigate the several City departments involved, as well as the Pennsylvania Trust Company and the Colonial Trust Company.

I am not unmindful that any information developed by this investigation, which is of benefit to the City of Pittsburgh, cannot help but be of like benefit to the other depositors of the Pennsylvania Trust Company.

I am therefore requesting your honorable body to appropriate the sum of five thousand dollars to defray the expenses of the committee and such associates as the Auditor, M. C. Conick, finds it necessary to employ; this money to be paid out on vouchers approved by me.

Please give this matter your immediate attention.

Very truly yours,

WM. N. McNAIR,
Mayor.

Also

No. 2668. An Ordinance amending portion of Section 4, Mayor's Office, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935.

Also

No. 2669. Communication from Coleman Harrison, Esq., in behalf of parents of Stanley Sobocinski, injured when struck by a motorcycle, requesting that resolution authorizing payment of \$250.00 in settlement of their claim be withdrawn, as he is entering suit in behalf of injured minor and parents to recover damages.

Also

No. 2670. Communication from John A. Dalzell relative to city's insurance and/or self insurance fund.

Which were severally read and referred to the Committee on Finance.

Also

No. 2671. Communications from John Huchko, 355 Naylor street, relative to improving of Saline street through to Squirrel Hill.

Also

No. 2672. Petition from residents of Mackey street, 4th Ward, requesting that said street be improved.

Also

No. 2673. Communication from the Pittsburgh Motor Club relative to improving Butler street from 62nd Street to Highland Park.

Also

No. 2674. Communication from Civic Club, Lincoln avenue district, listing improvements requested in that district.

Also

No. 2675. Communication from Anchor Land Co. enclosing copy of letter to the City Solicitor and his reply, relative to repealing old St. Clair Borough ordinance and adoption of a new ordinance fixing the location of East Carson street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2676. Communication from Emma Carney, 1335 Beechview avenue, complaining of dogs in that neighborhood.

Which was read and referred to the Committee on Public Safety.

Also

No. 2677. Communication from Allegheny County Medical Society protesting removal of Dr. Joseph Shilen as Superintendent of the Pittsburgh Tuberculosis Hospital at Leech Farm.

Which was read and referred to the Committee on Health and Sanitation.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 2678. Report of the Committee on Finance for January 22, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also

Bill No. 2606. An Ordinance entitled, "An Ordinance creating and establishing the position of Investigator in the office of the City Clerk, and fixing the compensation therefor."

In Finance Committee, January 22, 1935, Bill read and amended by adding to the end of Section 1, the words "for the purpose of making such investigation and reports as may be ordered by Council and perform such other duties as may be assigned to him by the City Clerk, said employment to be limited to a period of three months," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Gallagher	Magee
Huston	McArdle

Noes:—Messrs.

Demmler Garland (Pres't)

Ayes 6. Noes 2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2583. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into and execute an agreement between the City of Pittsburgh and the Pittsburgh Garden Center, to lease the Conservatory Concession building in Schenley Park for a period of five years at an annual rental of One dollar (\$1.00) per year."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Maggee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2586. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to make application to the Emergency Relief Administration of Allegheny County, Pennsylvania, Work Division, for approval of a project for the improvements and additions to the Highland Park Zoological Gardens of the City of Pittsburgh."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Kane
Demmler	Maggee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Coun-

cil being in the affirmative, the bill passed finally.

Also

Bill No. 2611. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor to issue and the City Controller to countersign warrants for salaries for employes of Traffic Court from November 5th to December 31st, 1934."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Maggee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2629. Resolution authorizing the Director of the Department of Public Safety to certify to the City Controller the shortage of \$1033.80 in Code Account No. 1443, A-1, Salaries, Bureau of Police, to meet the payrolls for the year 1934, and authorizing the issue of a warrant in favor of the Police Pension Fund for the said amounts, and charging the same to Code Account No. 1443, A-1, Salaries, Regular Employes, Bureau of Police, Department of Public Safety, for the year 1935.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2630. Resolution authorizing the Director of the Department of Public Safety to certify to the City Controller the shortage of \$380.35 in rolls to meet carfare expended by employes of the Bureaus of Building Inspection and Police in the performance of their duties for 1934, and authorizing the issuing of a warrant for the said amount of \$380.35, and charging to Code Account No. 1483, Item B, Miscellaneous Services, Bureau of Building Inspection, the sum of \$165.43, and to Code Account No. 1448, Item B, Carfare, Bureau of Police, the sum of \$214.92.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

No. 2624. WHEREAS, It is necessary to replenish various code accounts in the Bureau of Recreation to meet the requirements for North Side Playground Association for the

year 1935.

RESOLVED, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$36,910.00, from various code accounts in the North Side Playground Association to the following code accounts in the Bureau of Recreation, Department of Public Works:

FROM CODE ACCOUNT NO.

67	—A-1	Salaries Regular Employees	\$ 8,660.00
68	—A-4	Wages Temporary Employees	8,635.00
69	—A-4	Wages Temporary Employees (5 weeks)	10,015.00
70	—B	Miscellaneous Services	450.00
71	—C	Supplies	5,975.00
72	—D	Materials	350.00
73	—E	Repairs	1,200.00
74	—F	Equipment	100.00
75	—O	Taxes	500.00
1921	—M	Wages Sunday Operations—N. Side Playgr.—Bu. of Recrea. ...	1,025.00
Total			\$36,910.00

TO CODE ACCOUNT NO.

1917	C	Supplies	\$ 2,475.00
1897	A-1	Sal. Reg. Emp. Office	2,850.00
1900	A-1	Sal. Reg. Emp. Grds. & Bldgs. ...	3,575.00
1908	A-1	Sal. Reg. Emp. Women & Children's Div. ...	1,900.00
1909	A-4	Wages Temp. Emp. W. & C. ...	4,506.00
1909½	A-4	Wages Temp. Emp. W. & C. ...	3,784.00
1914	A-1	Sal. Reg. Emp. Men & Boys' Div.	1,900.00
1915	A-4	Wages Temp. Emp. Men & Boys' Div. ...	1,830.00
1915½	A-4	Wages Temp. Emp. Men & Boys' Div. ...	2,838.00
1920	A-4	Wages Temp. Emp. Summer Swimming Pools	5,602.00
1902	B	Miscellaneous Services	450.00

1906	E	Repairs, Grds. & Bldgs.	1,200.00
1911	C	Supplies, W. & C.	3 500.00
1913	F	Equipment ...	500.00

Total \$36,910.00

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2579. Resolution authorizing and directing the City Controller to transfer the sum of \$503.00 from Code Account 1012, Councilmanic Savings Fund, to Code Account 1799, Miscellaneous Services, Bureau of Parks, for the purpose of providing funds required for the payment of fire insurance premiums authorized under Ordinance No. 361, approved December 29, 1934.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council

being in the affirmative, the resolution passed finally.

Also

Bill No. 2580. WHEREAS, the following Commissioners: Walter O. Beyer, President; Grant Curry and Dr. Bernard L. Herron have received no salary for the period beginning November 15th, and ending December 31, 1934; and

WHEREAS, the following employees of the Civil Service Commission: Henry B. Carlos, Frank J. Markey, James N. Long, Harry W. Hyle, Frank W. Lilly, Dr. J. Staunton Saling, Margaret G. Regan, Gertrude L. Conner and Martha Brindzer, have not received any salary for the month of December, 1934; and

WHEREAS, the failure of said Commissioners and employees to receive their salary is due to the fund designated as Code Account No. 1100-M, being practically exhausted; and

WHEREAS, the salary due said Commissioners and employees amounts to \$2,615.00; Therefore, be it

RESOLVED, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$2,615.00 from Code Account No. 49, Interest on Contracts, to Code Account No. 1100-M, Civil Service Commission, both accounts for year 1934.

In Finance Committee, January 22, 1935. Read and amended by striking out first preamble; in the third preamble by striking out the words "Commissioners and"; in the fourth preamble by striking out the words "Commissioners and", and by striking out the amount "\$2,615.00" and by inserting in lieu thereof the amount "\$1490.00", and in the "Resolved" clause by striking out the amount "\$2615.00" and by inserting in lieu thereof the amount "\$1490.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to

to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Gallagher	McArdle
Huston	Garland (Pres't)
Kane	

Noes:—Mr. Demmler

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle, also presented

Bill No. 2655. Communication from the Mayor appointing Wilbur F. Galbraith as a member of the Board of Adjustment, vice James A. Bortz, removed.

In Finance Committee, January 24, 1935, Ordered returned to Council for action, with direction to clerk to prepare the necessary legislation.

Which was read.

Mr. McArdle moved

That the communication be laid over until Council ascertains whether, or not, the appointee has been a resident of the City long enough to be eligible for appointment under the law.

Which motion prevailed.

Mr. Kane presented

No. 2679. Report of the Committee on Public Works for January 24, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2266. An Ordinance entitled, "An Ordinance amending Section 3 of Ordinance No. 116, approved May 10, 1934, and recorded in Ordinance Book, Vol. 45, page 666, entitled, 'An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbng and otherwise improving of Noblestown road, from a point 130 ft. west of Weaver street to a point 1092.76 feet westwardly therefrom, including the con-

struction of a sewer along the northerly sidewalk of Noblestown road to a point near Weaver street, thence across the roadway thereof, and along the southerly sidewalk thereof to a point about 160 ft. east of Weaver street; thence on, over, across and through private property of T. P. Hershberger to a connection with the existing sewer on said private property; authorizing the Department of Highways of the Commonwealth of Pennsylvania to advertise for and receive bids for the portion of the work for which the cost thereof is not to be borne by the said Department of Highways; to award a contract or contracts therefor; to supervise the performance of work provided for by said contract or contracts; providing that the proper officers of the City shall enter into a contract or contracts with the successful bidder or bidders for the performance of said portion of the work, and providing that the cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby," by changing the cost of Nine thousand (\$9,000.00) dollars stipulated therein, to read 'Ten thousand (\$10,000.00) dollars'."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Demmler presented

No. 2680. Report of the Committee on Public Service and Surveys for January 24, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2383. An Ordinance entitled, "An Ordinance vacating Kelly street, in the 12th Ward of the City of Pittsburgh, from Fifth avenue to Lambert street, as opened by Ordinance No. 520, approved October 15, 1908, excepting and reserving therefrom, Kelly street, 50 feet wide, as laid out in the Finley Torrens Plan of Lots."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. McArdle (for Mr. Soost) presented

No. 2681. Report of the Committee on Public Safety for January 24, 1935, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2631. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts

for furnishing acetylene gas, refilling, inspecting, painting, adjusting, replacing and repairing defective parts for gas traffic beacons in use in the Bureau of Traffic Planning, Department of Public Safety, for the year ending December 31, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2633. An Ordinance entitled, "An Ordinance providing for the letting of a contract for furnishing Telephone Service to the City of Pittsburgh and the maintenance of the Telephone Typewriter System in service in various offices and police stations of the Bureau of Police, for the year ending December 31, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agree-

ably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2634. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the arrest and disposal of dogs found running at large in the streets of the City of Pittsburgh, for the year ending December 31st, 1935, and providing for the payment thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2635. An Ordinance entitled, "An Ordinance providing for the letting of a contract for Laundry Service and furnishing of all necessary Linens for the Department of Public Safety and its several bureaus and divisions for the year ending December 31st, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to

allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 2682. Report of the Committee on Public Welfare for January 24, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2612. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of Farm Machinery and Hospital Equipment for the Pittsburgh City Home and Hospitals at Mayview, Pa., and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Anderson, at this time, asked the Clerk whether he had received any communication from the Director of the Department of Public Health in regard to what action he has taken in returning the furloughed plumbing inspectors to work.

The Clerk replied:

Not as yet.

Mr. Anderson moved

That the Clerk of Council communicate with the Director of the Department of Public Health and ask him to submit to Council the report he promised at the meeting of the Committee on Health and Sanitation on January 25th; this report to include what action has since been taken, or what he intends to do with respect to returning to duty the furloughed plumbing inspectors in the Bureau of Sanitation, and to ask the Director to submit an answer to the Committee at

its meeting on January 29th.
Which motion prevailed.

MOTIONS AND RESOLUTIONS.

The Chair presented

No. 2683. RESOLVED, That a special committee of Council, consisting of the Chairman of the Finance Committee and the Chairman of the Public Works Committee, be appointed for the purpose of conferring with Allegheny County legal representatives and the City Law Department, County Commissioner C. M. Barr, the City Controller and his Deputy, relative to bills owing to the County by the City and vice versa.

Which was read.

Mr. McArdle moved

The adoption of the resolution.
Which motion prevailed.

Mr. McArdle moved

That the Minutes of Council of Monday, January 21st, and Thursday, January 24th, 1935, be approved.
Which motion prevailed.

And on motion of Mr. Gallagher

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, February 4, 1935.

No. 6.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President
ROBERT CLARK.....City Clerk
EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, February 4, 1935.

Council met.

Present:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

PRESENTATIONS.

Mr. Anderson presented

No. 2684. Communication from Dr. Ray P. Moyer, Director, Department of Public Health, relative to returning to duty furloughed plumbing inspectors in the Bureau of Sanitation.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Demmler presented

No. 2685. An Ordinance granting unto the Keystone Box Company of Pittsburgh, its successors and assigns, the right to construct, maintain and use an overhead passageway or

bridge over and across Mulberry way, between the Keystone Box Company's present building and its proposed warehouse, subject to the terms and conditions herein set forth.

Also

No. 2686. An Ordinance granting permission to the Keystone Box Company, a corporation, to construct, maintain and operate a switch track on a portion of 28th Street and across Mulberry way at 28th Street, in the 6th Ward of the City of Pittsburgh, Pa.

Also

No. 2687. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh a contract with Pittsburgh, Allegheny & Manchester Passenger Railway Company, Pittsburgh, Allegheny & Manchester Traction Company, United Traction Company of Pittsburgh, and Pittsburgh Railways Company, as parties of the first part, and the City of Pittsburgh, as party of the second part, providing for the temporary abandonment of the double curves of street railway tracks located at Sixth street and Liberty avenue in the City of Pittsburgh.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 2688. Communication from South Side Advancement Association requesting the widening of Carson street, from S. 17th to S. 7th Streets.

Which was read and referred to the Committee on Public Works.

Mr. Kane presented

No. 2689. An Ordinance appropriating the sum of Twenty-six Thousand (\$26,000.00) Dollars from Public Work Relief Bonds, 1933. Series "C", Code Account 118, which bonds were authorized by Ordinance No. 284, approved December 5th, 1933, for the rental of office and warehouse space, for the purchase of supplies and materials, for the purchase or rental of engineering equipment, for the payment of miscellaneous services for engineering, planning and research projects, for the payment of automobile transportation, and for the payment of engineering expenses on projects carried out as Unemployment Relief Projects in the Department of Public Works.

Which was read and referred to the Committee on Finance.

Also

No. 2690. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Said street, private property of the Cleveland and Pittsburgh Railroad Company and Preble avenue, from the existing sewer on Westmar street at Said street to the existing sewer crossing Preble avenue, north of Island avenue, including as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of Four Thousand (\$4,000.00) Dollars from Code Account 1554-E, Sewer Repair Schedule, for the payment of the cost thereof.

Also

No. 2691. RESOLVED, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Valley Camp Coal Company in the amount of One Thousand Eight Hundred Forty Dollars and Eighty-two Cents (\$1840.82) in payment for coal delivered to Ross and Aspinwall Pumping Stations from December 22nd, 1934 to December 29th, 1934; and a warrant in favor of the Mutual Supply Company in the amount of Twenty-Nine Dollars and Twelve Cents (\$29.12) in payment of coal delivered to Mission Pumping Station on

December 29th, 1934, for which requisitions were issued and returned due to lack of funds in the Contract Set-up for 1934. Coal Accounts under Code Account 1768—Coal—Mechanical Division—Bureau of Water:

143.05 tons Coal delivered to Aspinwall Pumping Station @ \$2.4357 \$348.43
Penalty for Nov. 1934 31.93
Penalty for Dec. 1934 4.79

Net Req. 311.71

As per attached invoices:

10-3055 10-3062
645.95 tons Coal delivered to Ross Pumping Station @ \$2.4357 \$1,548.97
Penalty for Nov. 1934 1.05
Penalty for Dec. 1934 18.81

Net Req. 1,529.11

As per attached invoices:

10-3048, 10-3049, 10-3050, 10-3056, 10-3057, 10-3063, 10-3064, 10-3065, 10-3066
The total of \$311.71 and \$1,529.11 or \$1840.82, to be paid from Code Account 1768-1935 Controller's Contract No. 5291, Mechanical Division-Bureau of Water.

12.70 tons of Coal delivered to Mission Pumping Station @ \$2.33 \$29.59
Bonus for Nov. 1934 3.99
Penalty for Dec. 1934 3.52 .47

Net. Req. 29.12

As per attached invoice

The amount of 29.12 to be paid from Code Account No. 1768-1935 Controller's Contract No. 5283, Mechanical Division-Bureau of Water.

Also

No. 2692. Report of the Department of Public Works on Council's motion requesting preparation of an ordinance for the grading, paving and curbing of Ruxton street, from Estella street to Haberman avenue.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 2693. Resolution authorizing and directing the City Controller to transfer the sum of \$1875.73 from Code Account No. 1447, Item B, Miscellaneous Services, Bureau of Police, to Code Account No. 1416, Item E, Repairs, Division of Garage and Repair Shop, Department of Public Safety.

Also

No. 2694. An Ordinance amending and supplementing Sections 58 and 60, Bureau of Highways and Sewers, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all the Departments of the City of Pittsburgh and the rate of compensation thereof", approved January 2, 1935.

Also

No. 2695. An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from the heir or heirs of Cecelia Weber a certain lot or piece of ground situate in the Sixteenth ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, and providing for the payment of same.

Also

No. 2696. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of One 1/2 Ton Pick-up Truck for Frick Park, and providing for the payment thereof.

Also

No. 2697. An Ordinance providing for the letting of a contract or contracts for the furnishing of Eleven (11) Auto Dump Trucks, One (1) Open Body Express Pick-up Truck, One (1) Five Passenger Sedan, Two (2) Business Coupes and Three (3) Exhausters for the dust Consuming System. All of the above for the Department of Public Works, Bureau of Highways & Sewers, and providing for the payment thereof.

Also

No. 2698. Communication from the Director of the Department of Public Works submitting offer of the Board of Public Education whereby they would acquire a portion of Carrick Park in exchange for exoneration of school taxes on 16.2 acres of land known as the Paul Property, 19th Ward, which the City desires to acquire for recreational purposes.

Which were severally read and referred to the Committee on Finance.

Mr. Soost presented

No. 2699. An Ordinance providing for the appointment and em-

ployment of One Temporary Laborer in the Department of Public Safety, and fixing the wages therefor.

Which was read and referred to the Committee on Finance.

Also

No. 2700. An Ordinance supplementing Section 1 of Ordinance No. 721, Series 1928, entitled, "An Ordinance designating certain streets and parts of streets in the City of Pittsburgh as Through Traffic Streets, providing regulations in connection therewith, conferring certain powers upon the Bureau of Traffic Planning and providing penalties for the violation thereof", approved November 9, 1928, by adding to the list of streets named therein, Bennett street, beginning with the westerly side of Dallas avenue and ending with Frankstown avenue at its easterly intersection with Bennett street, and Frankstown avenue, beginning with its easterly intersection with Bennett street and ending with the City Line.

Which was read and referred to the Committee on Public Safety.

The Chair presented

No. 2701. Communication from James P. Kirk, City Treasurer, enclosing statement of delinquent taxes collected during the period January 16th to 31st, 1935; also of amounts collected from street and sewer assessments during same period.

Also

No. 2702. Communication from the Exchange Club of Pittsburgh endorsing proposed alterations and additions to Highland Park Zoo.

Also

No. 2703. Communication from Col. Eric Fisher Wood, 107th Field Artillery, Penna. National Guard, calling attention to partial omission of appropriation in the 1935 Budget.

Which were severally read and referred to the Committee on Finance.

Also

No. 2704. Communication from the Vitro Manufacturing Company relative to Oliffe street, 20th Ward.

Also

No. 2705. Communication from

Jacob Shulgold, Attorney-at-Law, calling attention to the necessity for guard rails on the roads in Schenley Park.

Also

No. 2706. Communication from A. C. Schmitt, attaching petition from property owners and voters of the 5th District, 29th Ward relative to having bricks relaid, beginning at 117 Carrick avenue to the foot-bridge.

Also

No. 2707. Communications from Florence and Catherine Joyce, 4722 Sylvan avenue, relative to storm water running over curb into their cellar.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2708. Communication from E. A. Geehan, President, South Pittsburgh Water Co., enclosing copies of data submitted to the Public Service Commission regarding the operation of their company.

Also

No. 2709.
SOUTH PITTSBURGH WATER
COMPANY

Mt. Oliver Station, Pittsburgh, Pa.
50 Broad Street, New York,

January 29, 1935.

Honorable Robert Garland,
President,
City Council,
Pittsburgh, Pa.
Dear Sir:—

In response to a letter received from the Public Service Commission of the Commonwealth of Pennsylvania, I recently left with the Commission certain data for the purpose of arranging for a conference regarding the rates of this Company.

It is my understanding that the City desires to have a representative or representatives present at such conference, the date for which will be subsequently arranged and at the suggestion of the Commission, I am enclosing herewith, the following data which has been submitted to the Commission as above indicated.

1. Valuation of property as of November 30, 1934, based on revision and adjustment of reproduction cost estimate as of December 31, 1924 (presented in rate proceedings before the Public Service Commission of Pennsylvania) and subsequent betterment expenditures.
2. Tabulation showing method of determining index numbers applied to the December 31, 1924 estimate and betterments.
3. Detailed statement of retirements to property included in December 31, 1924 estimate.
4. Statement of Income Account, Actual and Forecast.

Respectfully submitted,

E. A. GEEHAN,
President.

— — — — —
THE PUBLIC SERVICE COMMISSION
OF THE
COMMONWEALTH OF
PENNSYLVANIA

Harrisburg, January 29, 1935.

Hon. Robert Garland, President,
Pittsburgh City Council,
Pittsburgh, Pennsylvania.

Dear Mr. Garland:—

Referring further to my letter of January 15th, relative to the South Pittsburgh Water Company, I am pleased to advise that in response to the Commission's request, the Company has just submitted certain information relative to its probable rate base and earnings, which has been referred to the Commission's Bureaus of Accounting and Engineering for study.

Pursuant to the understanding had at the recent meeting of the Commission with your Council, I have today requested the South Pittsburgh Water Company to furnish you with a copy of the same data which was submitted to the Commission. After you have had an opportunity to review this data, please advise when it would be convenient for your representative to meet in an informal conference at Harrisburg with accounting and engineering representatives of the Commission and the water company. It is the Commission's thought that this informal meeting with the accountants and engineers

should be held in advance of any informal conference with the South Pittsburgh Water Company or the City Council, which the Commission might decide upon at a later date.

Very truly yours,

C. J. GOODNOUGH,
Chairman.

Also

No. 2710. Communication from the Greater Pittsburgh Exposition Society withdrawing request as of January 11, 1935, asking the removal of the condition in paragraph 3, sub-head "b" of the lease between the City and the Society.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 2711. Communication from Martin Rosenthal, 446½ William street, relative to establishing a Pittsburgh Junior Police Department, and enclosing copy of letter from James A. McRell, Chief of Police, Newark, N. J.

Also

No. 2712. Communication from the War Veterans' Association of America complaining that the Levinson Fruit Market still displays and sells merchandise on sidewalk.

Also

No. 2713. Communication from Katherine Hogg Bissel, relative to fire which destroyed her home at 6825 Penn avenue.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 2714. Communication from Michael Cawley, 1104 Vickroy street, relative to treatment of his son at Municipal Hospital.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 2715. Communication from Dr. James P. Kerr, City Controller, asking for a conference with Council on the subject of administration of welfare relief through the Allegheny County Emergency Relief Association.

Which was read, received and filed, and a conference arranged for Tues-

day, February 5, 1935, at 11:00 o'clock, A. M.

Also

No. 2716. Communication from the War Veterans' Association of America relative to removal of Mayor McNair from office.

Which was read and referred to the Committee on Finance.

Also

No. 2717. Statement made in behalf of the Citizens' Committee on City Plan of Pittsburgh, at a joint meeting of City Council, The Board of County Commissioners of Allegheny County, and the members of the Allegheny County Authority, January 31, 1935.

Which was read, received and filed.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 2718. Report of the Committee on Finance for January 29th, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2419. An Ordinance entitled, "An Ordinance creating certain temporary positions in the Department of City Planning, for the calendar year 1935, fixing the rate of compensation therefor, and providing for the payment of salaries thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson

Magee

Demmler

McArdle

Gallagher

Soost

Huston

Garland (Pres't)

Kane

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2582. An Ordinance entitled, "An Ordinance amending a portion of Section 102, Department of Public Works, of Ordinance No. 376, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2nd, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2551. An Ordinance entitled, "An Ordinance creating and establishing additional positions in the Bureau of Recreation, Department of Public Works, and fixing the compensation therefor."

In Finance Committee, January 29, 1935, Bill read and amended by striking out, in Section 1, the words "1 General Supervisor \$2,350.00 per annum," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2665. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Joseph Dingfelder in the sum of \$400.00, in payment for services rendered without previous authority of law."

In Finance Committee, January 29, 1935, Bill read and amended in Section 1 by inserting as shown in red, and in the title by inserting, after the words "Joseph Dingfelder in the sum of \$400.00" the words "John L. Curley, \$160.00; John Tooel, \$280.00, and Joseph S. Larkin, \$300.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to

allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2326. Resolution authorizing the issuing of a warrant in favor of Horace G. Mehrling in the sum of \$107.28, refund for excess taxes and penalty paid on account of part of the property being taken by the former Borough of Sheraden for street purposes, and charging same to Code Account No. 41, Refunds of Taxes and Water Rents.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2540. Resolution authorizing the issuing of a warrant in favor of Nicola Carletti in the sum of

\$176.00, being money unlawfully confiscated by the Police of the City of Pittsburgh and thereafter unlawfully detained by the Controller of the City, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2664. Resolution authorizing and directing the City Controller to approve voucher for the South Pittsburgh Water Company in the amount of \$55.65, for water service during December, 1934, and to reimburse various employees of the Board of Water Assessors in amounts aggregating \$92.72, for carfare contracted during December, 1934, said amounts to be chargeable to and payable from Code Account 1141, Miscellaneous Services, Board of Water Assessors for the year 1935.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. **Huston** presented

No. 2719. Report of the Committee on Filtration and Water for January 29, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2613. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Filing Cases for the Bureau of Water, and providing for the payment thereof."

Which was read.

Mr. **Huston** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. **Soost** presented

No. 2720. Report of the Committee on Public Safety for January 29, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2632. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts

for furnishing Motorcycle Repairs for all Bureaus and Divisions in the Department of Public Safety for the year ending December 31, 1935, and providing for the payment of the costs thereof."

Which was read.

Mr. **Soost** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

The **Chair**, at this time, presented

No. 2721. Communication transmitting protest signed by downtown business men of Pittsburgh against passage of ordinance amending Ordinance No. 297, of 1925, regulating auctions.

Which was read and referred to the Committee on Public Safety.

Also

No. 2722. Communication from City Controller reporting on motion adopted in Finance Committee meeting of January 29, 1935, That the City Controller advise Council what payments have been made on resolutions passed for vacation pay and if any have been paid, to state the reason why payments have been withheld.

Which was read and referred to the Committee on Finance.

The **Chair** also presented

No. 2723. City of Pittsburgh.

Office of the Mayor,
January 31, 1935.

To the President and Members of
City Council.

Gentlemen:—

In accordance with your communication, I am sending an amended appointment for O. B. Hannon and omitting the designation of Chairman.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, and on motion of Mr. Kane, referred to the Committee on Finance.

Also

No. 2724. City of Pittsburgh,
Office of the Mayor,
January 31, 1935.

To the President and Members of
City Council.

Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, O. B. Hannon, 412 South Aiken avenue, a member of the Board of Adjustment, to fill the vacancy caused by the removal of A. G. Holmes, and would ask for an immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, and on motion of Mr. Kane, referred to the Committee on Finance.

Also

No. 2725. City of Pittsburgh,
Office of the Mayor,
January 31, 1935.

To the President and Members of
City Council.

Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, O. B. Hannon, 412 South Aiken avenue, as a member of the City Planning Commission to fill the unexpired term of A. G. Holmes, removed, and would ask for an immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, and on motion of Mr. Kane, referred to the Committee on Finance.

The Chair took up

Bill No. 2655. Communication from the Mayor appointing Wilbur F. Galbraith as a member of the Board of Adjustment, vice James A. Bortz, removed.

In Council, January 28, 1935. Read and laid over until Council ascertains whether or not the appointee has been a resident of the City long enough to be eligible for appointment under the law.

Which was read, received and filed.

The Chair also presented

No. 2726. Pittsburgh, Pa.,
January 30, 1935.

Mr. Robt. Clark,
City Clerk.

Dear Sir:—

Replying to your letter of January 29th, in reference to Bill No. 2655, communication from the Mayor appointing Wilbur F. Galbraith as member of the Board of Adjustment, wish to say that the best information the writer could receive was the fact that Mr. Galbraith has been residing at the King Edward Apartments for two months.

Last Spring, we understand, he had a temporary residence for one month in East End, then resided at his farm near Bentlyville, Washington County. Previous to the Spring, we understand, that he owned a home at Dellafield Heights in the Aspinwall section, which was sold in 1934.

Mr. Galbraith called on the writer and virtually substantiated all the above facts. He stated that he had not registered or voted since 1932, which explains why he was not registered at either address known to this office.

Respectfully yours,

EDWARD A. SCHOFIELD,

Budget Controller.

Which was read, received and filed.

The Chair also presented

No. 2727. RESOLVED, By the Council of the City of Pittsburgh, in regular session met, that the appointment of Wilbur F. Galbraith as a member of the Board of Adjustment for the ensuing term, be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.
Upon which motion, the ayes and noes were ordered taken agreeably to law, and were:

Ayes:—Mr. Demmler

Noes:—Messrs.

Anderson	Magee
Gallagher	McArdle
Huston	Soost
Kane	Garland (Pres't)

Ayes 1. Noes 8.

And a majority of the votes of council being in the negative, the motion was rejected.

Mr. McArdle moved

That the Clerk be directed to notify the Mayor that Mr. Galbraith's nomination has been rejected on account of it being the belief of Council that he has not been a resident of the City long enough to be eligible under the provisions of the Charter Ordinance.

Which motion prevailed.

Mr. McArdle presented

No. 2728. RESOLVED, That the depositories for the deposit of money for the City of Pittsburgh shall be and they are hereby designated as follows, for the year 1935:—

ACTIVE BANKS

Colonial Trust Company
Peoples-Pittsburgh Trust Company
Union Trust Company of Pittsburgh.

INACTIVE BANKS

Allegheny Trust Co.
Brookline Savings & Trust Co.
Carrick Bank
City Deposit Bank & Trust Co.
Colonial Trust Co.
Commonwealth Trust Co.
Farmers Deposit National Bank.
Farmers Deposit Trust Co.
First National Bank at Pittsburgh
First National Bank at Pittsburgh-Federal Branch
Freehold Bank
Fourteenth Street Bank
Hill Top Bank
Iron & Glass Dollar Savings Bank of Birmingham
Keystone National Bank
Manchester Savings Bank & Trust Co.
National Bank of America.
North Side Deposit Bank
Peoples-Pittsburgh Trust Company
Pitt National Bank

Potter Title & Trust Co.

Provident Trust Co.

St. Clair Deposit Bank

Sheraden Bank

Union Savings Bank

Union Trust Company of Pittsburgh

West End Bank

Washington Trust Co.

Western Savings & Deposit Bank

William Penn Trust Co.

In Council February 4th, 1935, Read and adopted.

ROBT. GARLAND,

President of Council.

Attest: Robt. Clark,

Clerk of Council.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Mr. McArdle stated

That the City Treasurer had requested the adoption of the resolution to-day, but he (Mr. McArdle) believed it should be presented, sent to committee and when returned therefrom, passed by Council, and that he would present another resolution for reference to the Finance Committee.

And the question recurring on the adoption of the resolution.

The motion prevailed.

Mr. McArdle also presented

No. 2729. Resolution designating the active and inactive depositories for funds of the City of Pittsburgh for the year 1935.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 2730. Communication from South Pittsburgh Water Company submitting certain data as to the valuation of its property on which a rate case may be based before the Public Service Commission of Pennsylvania.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher moved

That the Minutes of Council of Monday, January 28th, 1935, be approved.

Which motion prevailed.

And on motion of Mr. Kane

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, February 11, 1935.

No. 7

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President
ROBERT CLARK.....City Clerk
EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, February 11, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Absent:—Mr. Magee.

PRESENTATIONS.

Mr. Anderson presented

No. 2731 Communication from the Department of Public Health advising of the dismissal of Dr. J. Schillen as Superintendent of the Tuberculosis Hospital.

Which was read and referred to the Committee on Finance.

Also

No. 2732. Communication from the Department of Public Health relative to returning to duty furloughed employees in the Bureau of Sanitation,

Department of Public Health.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Demmler presented

No. 2733. An Ordinance vacating Bindley way, in the 19th Ward, of the City of Pittsburgh, from Pioneer avenue to Brookline boulevard.

Also

No. 2734. An Ordinance vacating a portion of Brookline boulevard, in the 19th Ward of the City of Pittsburgh, at the intersection of West Liberty avenue.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 2735. An Ordinance amending Section 1 and the title of an Ordinance entitled, "An Ordinance appropriating from the proceeds of the sale of bonds known as Mayview City Home and Hospital Improvement Bonds 1934, Series "A", the sum of \$3,000.00 and from the proceeds of the sale of bonds known as Mayview City Home and Hospital Improvement Bonds 1934, Series "B", the sum of \$2,000.00 for the payment of the cost of printing, engineering supplies and incidental expenses in connection with the improvements at Mayview City Home and Hospital", approved November 22, 1934.

Also

No. 2736. An Ordinance amending Section 1 of an Ordinance entitled, "An Ordinance making an appropriation for the purpose of providing funds for the payment of salaries for Architectural expenses for construction and repairs to buildings at the City Home and Hospital at Mayview", approved November 3, 1934.

Which were read and referred to the Committee on Finance.

- Also

No. 2737. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Hospital Record Room Equipment, Furniture and Fixtures and Fire Hose, Reducers and Nozzles for the Pittsburgh City Home & Hospitals at Mayview, Pa., and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Also

No. 2738. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, and supplements thereto, by changing the Zone Map, Twenty-ninth ward, formerly Carrick Borough, so as to change from an "A" Residence Use District to a Commercial Use District, all that certain property at the southeasterly corner of Brownsville road and The Boulevard, having a frontage of 60.00 feet on Brownsville road and 100.00 feet on The Boulevard.

Which was read and referred to the Committee on Public Works.

Mr. Kane presented

No. 2739. An Ordinance opening Jillson avenue, in the 19th Ward of the City of Pittsburgh, from Parquet street to Brookline boulevard, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof.

Also

No. 2740. An Ordinance authorizing the execution of an Agreement with the Pennsylvania Railroad Company for a licence for a 30" diameter sewer across the right of way of said Railroad Company opposite the intersection of Lyric street and Montezuma street, in the Twelfth ward of the City of Pittsburgh, Pennsylvania.

Also

No. 2741. An Ordinance authorizing the execution of an Agreement with the Pittsburgh and West Virginia Railway Company for a license for an 8" diameter sewer across the right of way of said Railway at a point opposite Timerland avenue in the Nineteenth ward of the City of Pittsburgh, Pennsylvania.

Also

No. 2742. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for re-sheeting and painting the Asphalt Plant at Dallas avenue, and providing for the payment of the cost thereof.

Also

No. 2743. Petition for construction of new steps on Emerald street, from McClain street to Hanover street, and Hanover street to Roanoke street.

Also

No. 2744. Petition for the construction of sidewalk in front of City property located at the corner of the Boulevard of the Allies and Bates street.

Which were severally read and referred to the Committee on Public Works.

Mr. Kane (for Mr. Magee) presented

No. 2745. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Three (3) Park Special Mowers with appurtenances for the Bureau of Parks, and providing for the payment thereof.

Which was read and referred to the Committee on Parks and Libraries.

Mr. McArdle presented

No. 2746. Petition of J. L. Lewis, Publisher, for compensation on account of alleged unjustified action against him by certain members of the Bureau of Police, City of Pittsburgh, incident to publication of his 1930 City of Pittsburgh Parking and Traffic Guide.

Also

No. 2747. An Ordinance amending Section 42 of an Ordinance entitled, "An Ordinance to carry into effect in the City of Pittsburgh an Act of Assembly entitled, 'An Act for the government of cities of the second class', approved the 7th day of March, 1901; referring to the qualifications and appointments of the City Recorder; establishing the Departments of Public Safety, Public Works, Collector of Delinquent Taxes, Assessors, City Treasurer, City Controller, Law, Charities and Correction, and Sinking Fund Commission; creating and fixing Bureaus and the titles thereof, and subordinate officers and offices; prescribing the mode of their election or appointment, defining the duties and powers of such; fixing the amount of bonds to be given, and allotting the various Bureaus and other officers to the proper Departments", approved January 7, 1902.

Also

No. 2748. An Ordinance amending a portion of Section 102 of Ordinance No. 376, approved January 2, 1935, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof".

Also

No. 2749. An Ordinance setting aside and appropriating the sum of \$102,108.59 from Bond Fund 122, General Improvement Bonds, 1934, for the purpose of providing funds for the payment of balance due the Duquesne Light Company for construction of Brilliant Pumping Station.

Also

No. 2750. Resolution authorizing and directing the City Controller to transfer the sum of \$300.00 from Code Account 1270, Salaries, Regular

Employees, to Code Account 1271, Miscellaneous Services, Bureau of Sanitation, for the purpose of paying street car fare.

Also

No. 2751. Resolution accepting the bonds of the Home Owners Loan Corporation in the amount of \$752.00, in full settlement of judgement against Emma J. Walton.

Also

No. 2752. An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into leases with C. C. McKallip Company, Fidelity Trust Company, Cambridge Realty Company, Earl B. Burke, Lloyd Real Estate Company, George Brothers, Grugan and Lascher, Reliance Realty Company and the Board of Extension—United Presbyterian Church of America, for the rent of buildings to be used by the Allegheny County Emergency Relief Board for the year 1935, and providing for the leasing of additional quarters should any change in location be required and for the payment thereof.

Also

No. 2753. An Ordinance amending and supplementing Section No. 46, Department of Public Works, of Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved by Mayor, January 2nd, 1935.

Also

No. 2754. An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into a lease with the Ninth Ward Democratic Club for the premises known as old No. 5 Police Station, situate in the Ninth ward of the City of Pittsburgh, and fixing the terms and rental thereof.

Also

No. 2755. Resolution authorizing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to accept the sum of Eleven Hundred Dollars (\$1100.00); Five Hundred Fifty

Dollars (\$550.00) cash and Five Hundred Fifty Dollars (\$550.00) in thirty (30) days, in full settlement of the claim of the Rocolene Refining Company for credit for six months. It was under lease with and unable to use property owned by the City of Pittsburgh situate at the corner of North Highland avenue and Broad street, 11th Ward, formerly known as No. 8 Engine House, said Company finding it necessary to make extensive repairs during said period and unable to use these premises.

Also

No. 2756. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works to accept the Republic Oil Company as Assignee of the Rocolene Refining Company, pursuant to the fifth paragraph of the Lease from the City of Pittsburgh to the said Rocolene Refining Company, dated October 12, 1932, as authorized by Ordinance No. 267, approved October 8th, 1932, and covering the premises at the corner of North Highland avenue and Broad street, 11th Ward, formerly known as No. 8 Engine House.

Also

No. 2757. Resolution authorizing and directing the City Controller to make the following transfers of funds to the Division of Photography, Department of Public Works:

FROM

Code Account No. 42, Contingent Fund,	\$2,075.00
---------------------------------------	------------

TO

Code Account No. 1523, Salaries,	\$1,000.00
Code Account No. 1528, Equipment,	150.00
Code Account No. 1520, Supplies,	925.00
	<hr/> \$2,075.00

Also

No. 2758. Resolution authorizing and directing the Mayor to execute and deliver a deed to Mr. Thomas J. Nelms, 4250 Gladstone street, City, for Lot No. 12 on Gladstone street, 15th Ward, City of Pittsburgh, for the sum of \$150.00, provided the purchase money shall be paid within sixty days from date thereof.

Which were severally read and referred to the Committee on Finance.

Mr. Soost presented

No. 2759. Report of the Department of Public Safety (Bureau of Police), relative to accident which happened on Sidney street, South Side, involving Fire Truck of No. 12 Engine Company and a Ford truck belonging to the Salvation Army of Pittsburgh.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 2760. Communication from Bessie Lennon, 1500 Fallowfield avenue, relative to her Civil Service examination for Recreation Leader.

Also

No. 2761. Communication from Dr. James P. Kerr, City Controller, relative to affairs of the Pennsylvania Trust Company.

Also

No. 2762. Communication from Hazelwood Lodge No. 732, Brotherhood Railway Carmen of America, requesting a swimming pool in that locality, preferably at Burgwin playground.

Also

No. 2763. Communication from John B. Clark Camp No. 198, Sons of Union Veterans' of the Civil War, asking refund of \$12.00 rent paid for the use of second floor, North Side City Hall, while other organizations were granted free permits.

Also

No. 2764. Communication from Wm. A. Zahn suggesting the elimination of taxes on vacant buildings, and that a committee be appointed to make these recommendations and the advisability of improving such buildings.

Also

No. 2765. Communication from Mrs. M. J. Moore, 7070 Apple avenue, asking medical attention and compensation as a result of fall on wooden steps on N. Lang avenue, from Apple avenue to Chaucer street.

Also

No. 2766. Communication from Pittsburgh Civic Light Opera Associa-

tion attaching letters from James L. Stuart and Pittsburgh Musical Society, submitting proposal for lease of site in Highland Park.

Also

No. 2767. Communication from Pennsylvania Committee for Unemployment and Social Insurance requesting a hearing relative to H. R. Bill No. 2827, known as "The Workers' Unemployment, Old Age, and Social Insurance Act."

Which were severally read and referred to the Committee on Finance.

Also

No. 2768. Communication from Hill Top Business Men's Association requesting a hearing on Bill No. 1893, in re: re-surfacing and better lighting of West Warrington avenue.

Also

No. 2769. Communication from West End Board of Trade asking for the completion of the Saw Mill Run Blvd., from the Traffic Circle at the intersection of the Banksville road to the ramp at West Carson street.

Also

No. 2770. Communication from R. G. Schmid Motor Car Company relative to the condition of West Carson street under the Ohio Connecting Railroad bridge.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2771. Communication from the Beechview Civic League complaining of the street car service on Line No. 42, Beechview, of the Pittsburgh Railways Company.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2772. Communication from Gertrude B. Lane, Cor. Secy., 32nd Ward Democratic Com., relative to police and fire boxes in the 32nd Ward.

Which was read and referred to the Committee on Public Safety.

Also

No. 2773. Communication from

Ignatius K. Warwinski, U. S. Commissioner of Deeds of Indiana, attaching resolution for Pulaski's Memorial Day, now pending in Congress.

Which was read and referred to the Committee on Finance.

Also

No. 2774. Communication from the Retail Merchants' Association relative to proposed new auction ordinance and attaching copy of letter from Patterson, Crawford, Arensberg and Dunn.

Which was read and referred to the Committee on Public Safety.

Also

No. 2775. Communication from the matrons of the Bureau of Recreation expressing their appreciation for restoring them to full time service.

Which was read, received and filed.

REPORTS OF COMMITTEES

Mr. McArdle presented

No. 2776. Report of the Committee on Finance for February 5, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2622. An Ordinance entitled, "An Ordinance amending portions of Section 9, Department of Law, of an ordinance entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Soost
Gallagher	Garland (Pres't)
Huston	

Noes:—Mr. McArdle.

Ayes. 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2696. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of One ½ Ton Pick-up Truck for Frick Park, and providing for the payment thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2699. An Ordinance entitled, "An Ordinance providing for the appointment and employment of one Temporary Laborer in the Department of Public Safety, and fixing the wages therefor."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time

and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2620. An Ordinance entitled, "An Ordinance amending and supplementing Sections 82, 84, 86, 88, 90 and 92, Bureau of Parks, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935."

In Finance Committee, February 5, 1935, Bill read and amended in Section 1 by striking out, as shown in red, and in the title by striking out the words "Sections 82, 84, 88, 90 and," and by inserting in lieu thereof the word "Section", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes—8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also with an affirmative recommendation.

Bill No. 2729. Resolution designating the active and inactive depositories for funds of the City of Pittsburgh for the year 1935.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes—8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2693. Resolution authorizing and directing the City Controller to transfer the sum of \$1875.73 from Code Account No. 1447, Item B. Miscellaneous Services, Bureau of Police, to Code Account No. 1416, Item E. Repairs, Division of Garage and Repair Shop, Department of Public Safety.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2625. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. to Code Account No. 1083, Code Digest Fund.

In Finance Committee, Feb. 5, 1935. Read and amended by inserting in blank space, the figures "42" and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes—8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle also presented

No. 2777. Report of the Com-

mittee on Finance for February 7, 1935, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2219. An Ordinance entitled, "An Ordinance appropriating and setting aside \$20,000.00 from Bond Fund No. 293 Street Improvement Bonds, 1928, for the payment of engineering expenses incurred by the Department of Public Works in carrying out the projects for which the costs thereof are made chargeable against said Bond Fund No. 293."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes—8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2619. An Ordinance entitled, "An Ordinance creating certain temporary positions in the Department of Public Works, fixing the rate of compensation therefor, and providing for the payment of salaries thereof."

In Finance Committee, Feb. 7, 1935. Bill read and amended in Section 1 by striking out and by inserting, as shown in red and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes—8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2689. An Ordinance entitled, "An Ordinance appropriating the sum of Twenty-six thousand (26,000.00) dollars from Public Work Relief Bonds, 1933, Series 'C', Code Account 118, which bonds were authorized by Ordinance No. 284, approved December 5th, 1933, for the rental of office and warehouse space, for the purchase of supplies and materials, for the purchase or rental of engineering equipment, for the payment of miscellaneous services for engineering, planning and research projects, for the payment of automobile transportation and for the payment of engineering expenses on projects carried out as Unemployment Relief Projects in the Department of Public Works."

In Finance Committee, Feb. 7, 1935. Bill read and amended in Section 1 and in the title by striking out the amount "Twenty-six thousand (\$26,000.00)" and by inserting in lieu thereof the words "Fourteen thousand (\$14,000.00)", and in Section 1 by striking out the amount "\$15,000.00" and by inserting in lieu thereof the amount "\$3,000.00" and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes—8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle also presented

Bill No. 2723. Communication from the Mayor transmitting amended appointment of O. B. Hannon to the Board of Adjustment, and omitting the designation of Chairman.

In Finance Committee, Feb. 5, 1935. Returned to Council for action.

Which was read.

Also

Bill No. 2724. Communication from the Mayor appointing O. B. Hannon as a member of the Board of Adjustment, vice A. G. Holmes, removed.

In Finance Committee, Feb. 5, 1935. Returned to council for action.

Which was read.

Also

Bill No. 2725. Communication the Mayor appointing O. B. Hannon as a member of the City Planning commission, vice A. G. Holmes, removed.

In Finance Committee, Feb. 5, 1935. Returned to council for action.

Which was read.

Mr. Huston presented

No. 2778. February 5, 1935.

Hon. Robert Garland, Chairman of City Council, City Council, City County Building, Pittsburgh, Pa.

Dear Sir:

According to the papers the Mayor has submitted my name to your Honorable Body for approval to a position on the Planning Commission and the Zoning Board.

Two weeks ago I wrote you declining the chairmanship of the Zoning Board. I am not interested either in the chairmanship or any other position on the Zoning Board.

I am still a member of the City Board of Assessors and feel that in these days of depression and unemployment it would be most unfair on my part to hold two jobs. If there is a vacancy in the Zoning Board I feel that the position should be given to some capable and worthy man now out of employment. I am therefor declining the position.

Yours very truly,

O. B. HANNON
412 S. Aiken Ave.,
Pittsburgh, Pa.

Which was read.

Mr. Huston moved

That the several communications be received and filed and that a copy of Bill No. 2778 be sent to the Mayor and he be asked to withdraw the nomination of Mr. Hannon, for if it lies here, it might become effective through the fact that no action is taken thereon by Council within a specified time, and the only other way to dispose of the appointment would be by rejection, which would not be fair to Mr. Hannon.

Which motion prevailed.

Mr. Kane presented

No. 2779. Report of the Committee on Public Works for February 5th, 1935, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2691. Resolution authorizing the issuing of a warrant in

favor of the Valley Camp Coal Company in the amount of \$1840.82, in payment for coal delivered to Ross and Aspinwall Pumping Stations from Dec. 22nd, 1934, to Dec. 29th, 1934; and a warrant in favor of the Mutual Supply Company in the amount of \$29.12, in payment of coal delivered to Mission Pumping Station on Dec. 29th, 1934; the sum of \$1840.82 to be paid from Code Account 1768, 1935, Controller's Contract No. 5291, Mechanical Division, Bureau of Water, and the sum of \$29.12 to be paid from Code Account No. 1768, 1935, Controller's Contract No. 5283, Mechanical Division, Bureau of Water. Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes—8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Demmler presented

No. 2780. Report of the Committee on Public Service and Surveys for February 5, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2685. An Ordinance entitled, "An Ordinance granting unto the Keystone Box Company of Pittsburgh, its successors and assigns, the right to construct, maintain and use an overhead passageway or bridge over and across Mulberry way between the Keystone Box Company's building and its proposed warehouse, subject to the terms and conditions herein set forth."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the

second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes—8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2686. An Ordinance entitled, "An Ordinance granting permission to the Keystone Box Company, a corporation, to construct, maintain and operate a switch track on a portion of 28th Street and across Mulberry way at 28th Street, in the 6th Ward of the City of Pittsburgh, Pa."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes—8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Soost presented

No. 2781. Report of the Com-

mittee on Public Safety for February 5th, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2666. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Safety to advertise for proposals and to award a contract or contracts for the furnishing of labor, materials and/or services necessary for the maintenance, repair and operation of the buildings, structures, equipment, tools and other property and their appurtenances of the City of Pittsburgh in the custody of the Department of Public Safety, and providing for the costs thereof."

Which was read.

Mr. Soost moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes—8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

The Chair, at this time, presented (by request of L. W. Monteverde).

No. 2782. Resolution favoring H. B. No. 253, being a bill calling for abatement of certain tax penalties and interest on delinquent taxes prior to the year 1935, and providing for payment of such taxes in installments.

Which was read and referred to the Committee on Finance.

The Chair also presented (by request of City Controller)

No. 2783. Resolution authorizing and directing the City Treasurer to receive and receipt for taxes on increased assessment at 2% discount, only when the tax on the original assessment has been paid at discount.

Which was read and referred to the Committee on Finance.

The Chair also presented

No. 2784. City of Pittsburgh,
Office of the Mayor,
February 6, 1935.

To the President and
and Members of City Council.
Gentlemen:—

I am returning herewith Bill No. 2606, An Ordinance creating and establishing the position of Investigator in the office of the City Clerk, without my approval, for the reason that Council has ample assistance in all investigations by reason of the fact of the staff of the Budget Controller and I do not think, in the present state of the City's finances, that Council ought to put more men on their staff.

Respectfull yours,

WM. N. McNAIR

Mayor.

Which was read.

Also

Bill No. 2606. An Ordinance entitled, "An Ordinance creating and establishing the position of Investigator in the office of the City Clerk, and fixing the compensation therefor."

In Council, January 28, 1935, Bill read, committee amendment agreed to, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. Anderson moved

That the communication and bill be laid on the table to be taken up later.

Which motion prevailed.

The Chair also presented

No. 2785. Communication from the Mayor stating he had appointed M. C. Conick, C. P. A., Vincent A. Baldauf, Attorney, and Stanley M. Carrington, Investigator, a special committee to investigate the City deposit in the Pennsylvania Trust Company.

Also

No. 2786. City of Pittsburgh,
Office of the Mayor.
February 11th, 1935.

To the President and
Members of City Council.
Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, Leo Sattler, 71 Van Braam street, to the position of member of the Board of Adjustment to fill the vacancy caused by the removal of A. G. Holmes, and would ask for an immediate confirmation of the same.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Also

No. 2787. City of Pittsburgh,
Office of Mayor,
February 11th, 1935.

To the President and
Members of City Council.
Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, Leo Sattler, 71 Van Braam street, as a member of the City Planning Commission to fill the unexpired term of A. G. Holmes, removed, and would ask for an immediate confirmation of the same.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Also

No. 2788. City of Pittsburgh,
Office of the Mayor,
February 11th, 1935.

To the President and
Members of City Council.
Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, John Murphy, 2917 Zephyr avenue, to the position of Police Magistrate to fill the vacancy caused by the removal of Charles F. Papale, and would ask for an immediate confirmation of the same.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which were severally read and referred to the Committee on Finance.

Mr. McArdle moved

That John Murphy be invited to appear before the Finance Commit-

tee on Wednesday next to indicate whether or not he desires affirmative action to be taken on this appointment. Which motion prevailed.

The Chair also presented

No. 2789. City of Pittsburgh,
Office of the Mayor,
February 4, 1935.

To the President and
Members of City Council.
Gentlemen:—

I have the honor to inform you that I have to-day appointed Mr. Ludwig Kaufmann, of the Schenley Apartments, Pittsburgh, Penna., as a member of the Traction Conference Board in place of Charles A. Finley, removed, and ask for your prompt confirmation of the same.

Very truly yours,
WM. N. McNAIR,
Mayor.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Kane presented
No. 2790.

To the Members of City Council:

The Police Research Commission, acting under authority vested in it, by ordinance of City Council, hereby submits its second report to your Honorable Body and appends thereto questions relative to its continued existence and functions in view of certain erratic conditions affecting the municipal affairs of the City.

Several months ago, your commission took steps to provide a technical survey of the Police Bureau. We regret that the opposition of the Mayor deprived the City of the advantages which such a study would have provided. There is not the slightest doubt that large economies in operation and even more important, substantial improvement in administration would have been made possible if your Honorable Body had been provided with the facts which a technical survey would disclose. We commend City Council for supporting this recommendation and place the responsibility for preventing improvements in the Police Bureau solely upon the Mayor of Pittsburgh.

Is the Police Bureau organized so as to insure the best distribution of available personnel? Does the Bureau use its buildings and equipment in accord-

ance with the best standards of police administration? Do our present methods of recruiting, promoting, retiring and removing members of the force make for an effective police personnel? Do we have too many, too few, improperly located, or inadequately equipped station houses? Is our system of communication adequate and properly used? Is our record system such as to provide the responsible administrative head of the Bureau speedy, accurate and comprehensive information about crime conditions throughout the city? Are our patrol beats scientifically laid out and continuously adapted to the changing crime conditions in various sections of the city? Is there adequate supervision of patrolmen by sergeants and other officers? Has the increasing demand for a larger number of traffic officers unduly reduced the number of men available for the most essential work of any police bureau, that of patrol?

Your Commission is certain that specific answers to these and many other similar questions cannot be given. Only after a study such as your Honorable Body approved, can they be given.

Despite the opposition of the Mayor and the lack of cooperation by the personnel of the police bureau, your Commission held a number of public and private hearings and conferences since its last report, and followed further the tangled trail of corrupting and disorganizing influences which militate against honesty and efficiency in the city's police administration.

Your commission has been interested in obtaining a picture of the racket history and graft problem in Pittsburgh. The system rather than individuals has been the object of scrutiny. In order that this picture might be drawn with as much fidelity as possible the commission contacted racket circles, but did not gather technical evidence. Frankly we say that a legislative body might profitably avail itself of the result of our investigation with a view of remedying certain specific matters but that a grand jury could get no material for indictments therefrom.

In the background of this picture of police-protected vice and crime there

is always discernible the triple alliance — police politics and rackets. Rackets always cling to the other two.

The modern era of police protected rackets developed along lines of big business under the temptation of prohibition. Prior to prohibition, rackets were merely a strumpet business. With prohibition, rackets took on the proportions of public utilities with exorbitant rates and monopolies established by public officials. Agencies of city, county, state and federal governments were corrupted.

In Pittsburgh the development began with fees charged for the transportation of beer and liquor. Then it was that police escorts were furnished to those who paid the standard fee to guarantee unmolested transportation in the city. Off the record police wisecracked that the escort was compelled to travel via the City-County Building so that the "protector" could count the truck-loads from his window in City Hall and make sure that he was not being cheated.

Slot machines and numbers quickly made their appearance on a grand scale and soon won their spurs in the field of politics and police.

An example of the vicious alliance of police, politics and protection is furnished by the campaign deficit of a previous administration. A group of politicians were given the slot machine concession to absorb an \$80,000.00 deficit. Those with a claim on the concession were informed that those who assumed the campaign debt were to have exclusive right to all monies from slot machines until the note was repaid.

The city was subdivided into racket districts duly reorganized and protected by police on orders from politicians. It is the opinion of this commission that the amount paid for the protection of these monopolies to politicians and police was annually in excess of \$5,000,000.00.

Our study leads us to conclude that a typical district pay-off account ran in the following manner: \$10,000.00 every six months as a license fee; 3% of the gross receipts: \$500.00 each week to somebody up front; \$500.00 each week to somebody else up front; \$400.00 each week to constables who muscled in; \$100.00 each week to in-

spectors who wouldn't be counted out: \$50.00 a week each to those police who didn't object to turning a dishonest penny and \$200.00 a week to ward chairmen who insisted and who were not engaged in other rackets in the district.

In addition to the district monopolies there are indications that there existed a super-racket with a counting room in a downtown suite. It is believed that a million dollars a year passed through this counting room for pay-off.

The gross income from the organized rackets in Pittsburgh, during prohibition, was in our opinion \$80,000,000.00 each year.

This gigantic sum with its Five Million Dollars protection money prompted the recipients to fight to maintain power; to vote often; to cheat the people in elections and to cheat political parties and candidates that the rackets might be saved. A good racket knows no political faith. It believes in cash and in whatever political party is in power.

The repeal of prohibition eliminated the liquor rackets and the speakeasies where slot machines did best. This and the depression reduced the income of rackets to approximately \$30,000,000 a year.

The "numbers" racket, however, flourishes under economic depression and a new reform administration. The estimate of the gross income of the numbers racket for 1934 is \$12,000,000.00.

Under previous administrations protection to racketeers came from the top. The pay-off went to the top and trickled down to the little fellows. Absolute control of the rackets does not appear to be vested in police and politicians today. We have thus far received no evidence of pay-off to high city officials or high police officials, but the indications are that the pay-off to the "small-fry" has been reduced. Volume of business, however, in certain rackets has not decreased.

Lotteries, gambling and other rackets are going as usual with the knowledge and often with the guidance of some police. Vice conditions in those localities, which were vice-ridden in the past, have not been improved.

We are of the opinion that the undue leniency of the police magistrates

and the peculiar "let 'em alone" philosophy of the Mayor is responsible for the continued existence of certain rackets and vice and for police non-interference.

Your commission is of the opinion, based on information received, that the vigilance of City Council in checking on police administration is responsible for the reduction of police graft, though the inactivity of the police has stimulated the growth and spread of the business.

Your commission therefore recommends that City Council adopt a permanent policy of watchfulness with respect to police administration and frequently resort to public questioning of police officials upon suspicion of police tie-ups with well known and reputed racketeers and underworld characters. That this might be done effectively with respect to the police bureau it is recommended that Council ask the Legislature to create "research commissions in cities of the second class", composed of citizens appointed by Council, to be empowered with authority to conduct inquiries; subpoena and swear witnesses; subpoena bank accounts; peer into safe deposit boxes and with other relevant powers.

Your commission has been impressed by the testimony of police experts to the effect that politics and graft are the twin bogies of honest and efficient police work. We believe that neither politics nor graft can be altogether eliminated by decrees, recommendations, ordinances or statutes, but it is our conviction that both can be minimized and their demoralizing effect on the police dissipated by the continued vigilance of City Council and the permanent existence of an honest citizens committee. This conviction is founded on the premise that public opinion, enlightened by the newspapers, is often more effective in keeping public officials and employees honest and efficient than conscience and law.

Numerous proposals for the reorganizations of the Pittsburgh Police Bureau have been submitted to and studied by your commission. Most of them deal with the problem of who should appoint and control the administrative head of the force.

Among the suggestions frequently made, we mention the following:

1. That we should have a state-wide police department created by the consolidation of all local police divisions under the control of an appointee of the Governor.

2. That all local police departments should be supervised by the state police, such supervision to be made effective through state subsidies or grants-in-aid.

3. That the head of the Department of Public Safety should be appointed and removed by the Governor.

4. That there should be a consolidation of all the police bureaus in Allegheny County and that such a consolidated police department should be controlled by the executive head of the county government.

5. That the police department should be under a director or commissioner appointed by the judges of our state or county courts.

6. That control over the police should be vested in a non-partisan citizen commission composed of members appointed by the Mayor or other chief executive of the City.

7. That the control over the Department of Public Safety should be vested wholly in the Mayor.

In regard to the first proposal—that of a state-wide police department — your commission believes that, though this may ultimately prove desirable, it would be very unwise to change at once from a thoroughly decentralized system, such as that which exists throughout the United States today, to a highly centralized state-wide system. The demand for local control is so widespread and so intense that such a sweeping change would meet with instant and violent opposition. Moreover, the task of administering so large a department would be an exceedingly difficult one for the State to assume at this time.

The second proposal viz, that all local police departments be supervised by the Pennsylvania State Police, such control to be made effective by grant-in-aid seems to us to have great merit. It preserves the advantages of local control over a most important administrative division of our city government, and combines with it a degree of supervision by an agency admirably qualified by training for this task. Moreover, your commission believes

that the extraordinary burdens placed upon our police bureau by the necessity of traffic control render some state financial assistance highly desirable. Every automobile placed on the streets of Pittsburgh is a revenue producer for the State. But it imposes new work on the city police. Moreover, it must not be forgotten that most of the duties performed by city Policemen are imposed by the necessity of enforcing State laws. The grants-in-aid system would partially relieve the strain on city budgets and at the same time render State supervision effective. It has proved successful in England.

Your Commission disapproves vesting the power to appoint and remove the Director of Public Safety in the Governor. Although the system has proved reasonably successful in some instances, it has always been found unpopular and has been generally abandoned in favor of local control. When there is party agreement between the State and the locality, the system may be reasonably successful. But when, as often happens, one party controls the State while another is in power in the locality, the system is bound to be bitterly resented by the locality. Your Commission, therefore, sees in this proposal no hope for the improvement of our police administration.

The suggestion calling for the consolidation of all police agencies in Allegheny County seems to us to possess much promise. Any effective government system for the metropolitan district of Pittsburgh would of necessity provide for a consolidated, or at least a coordinate, police department. There is probably no administrative service which demands consolidation as much as does that of police. We call Council's attention to the fact that such consolidation is at present improbable under the so-called Metropolitan Plan Amendment adopted in 1933. In view of this fact, we suggest that the movement for a metropolitan government for Allegheny County be delayed until adequate constitutional authority is provided. In view of the likelihood of a constitutional convention in the near future, there will probably be no long delay. Such a country-wide consolidated police department under a new constitution

should be supervised by the State police and partially supported by State grants-in-aid. In this manner the law enforcement agencies of the State could be properly coordinated and supervised, and progress in the suppression of crime greatly accelerated.

No suggestion has been made to us more frequently or urged upon us with more persistence than that calling for the appointment of the Director of Public Safety by the judges of our courts, State or local. Of all the plans proposed, this one seems to your Commission to have the least to commend it. Its sponsors seem convinced that if all other agencies of government fail because of corruption or inefficiency, the courts will provide a refuge for those seeking good government. We feel strongly that a fair apportionment of blame for the breakdown of law enforcement in American cities would not place all of it at the feet of city executives, police departments and city councils. This plan, if adopted, instead of removing the police from the baneful influence of party politics would probably plunge our judges more deeply into politics. Do we wish to elect our judges on a platform of this or that type of policy with respect to the management of the police bureau? What we need is more, rather than less, centralization of responsibility in the administration of our governmental services. The best political thought of today is in favor of centralizing responsibility and not in more widely dispersing it. Our past experience ought to teach us that in a large number of more or less isolated units of administration lies confusion and not good government.

The suggestion calling for a non-partisan commission of citizens to be selected by the Mayor or other chief executive of the municipality, such commission to be solely responsible for the city police service, is nothing more or less than a proposal to revive a thoroughly discredited form of administrative organization with which practically all American cities have had unfortunate experience. Certainly there is no justification for the belief that such commission would be more likely to be non-partisan than would be a single director of public safety, under this plan, both political parties

would doubtless be represented — at least, that has been the usual American practice. This may be called non-partisanship but it is actually bi-partisanship—a very different thing. If the Mayor would control the commission, there would be no change over the present system except that a bungle-some form of organization would be substituted for a simple one. If the mayor would not control the commission, all the argument brought against appointment by the courts could, with equal force, be levelled against this plan. Responsibility would be scattered among semi-independent agencies of administration to the confusion of the service. In spite of the advocacy of this plan by the Emergency Crime Committee of the International Association of Chiefs of Police in 1933, your Commission strongly recommends that it be not adopted.

There remains only vesting complete control over police in the Mayor or other executive of the municipality. This is virtually the system we have in Pittsburgh today. Responsibility over the police as well as over other city administrative services is vested in directors responsible to the Mayor. Experience throughout the country strongly indicates that this plan furnishes the best organization for police as well as for other administrative agencies. It centralizes responsibility, and that is probably all that can be reasonably expected from organization alone. It is true that it lends itself to abuse in the hands of an incompetent or corrupt city executive. The absurd and erratic course of the Mayor of Pittsburgh in his dealing with the Department of Public Safety during the past year should not lead us, even in desperation, to abandon a desirable and efficient form of organization for a less desirable one. Our hope lies in displacing an incompetent by a competent chief executive. The tragic confusion which exists in our police bureau today, caused by frequent and irresponsible changes in the office of Director of Public Safety as well as by continuous and meddlesome interference with its work, must not be blamed upon either the personnel of the Bureau, which is doubtless functioning as well as it can under present conditions, or upon the form of govern-

mental organization provided in the city charter. It is caused solely by the incompetence of the present Mayor under whom, your commission believes, effective service by the Police Bureau is wholly impossible.

In view of the fact that under the present city charter the Mayor not only controls the police department but also the magistrates courts and the Civil Service Commission, each of whom have a direct and important bearing on the efficiency of police administration, we deem it advisable to discuss them briefly.

In some districts there are indications that magistrates are still being influenced by racketeers and district politicians, although this is not being done on such a wholesale "fix" as in the past decade. It is our opinion that the Mayor, in making frequent use of the privilege granted him to sit as a Magistrate is abusing this privilege for the purpose of legally strangling existing laws with which he may not be in agreement at the moment.

In the past (and very often at the present time), when politicians wanted to out-smart the law in a given case in a Police Court, they would call the Magistrate and order the case discharged. The present Mayor just appears in person and discharges cases and nobody knows why. The effect is the same.

We recommend that Section one of Article 16 of the City Charter which now vests the power of taking information, making arrests and the preservation of the peace in the Mayor and eight magistrates be amended so that these powers be vested only in four magistrates.

The system of fining, collecting fines, remitting and reducing fines in the magistrate courts is lax, lenient and tempting. Your commission believes that the city treasury would profit if all magistrates were required to issue receipts in triplicate; one copy going to the controller, one copy of the person paying the fine and the third copy to be part of the permanent station record. These receipts should be arranged serially to prevent alterations.

Those social workers and civic leaders who fought hard to establish Morals Court have a just complaint. To rehabilitate Morals Court and re-

turn it to its function as a force for civic improvement we recommend.

1. That an ordinance require all police officers to make charges and bring information in all cases affecting morals, women and children, before the magistrate at Morals Court.

2. That the recommendations of the Mayor be ignored and that all cases that were formerly handled in Morals Court, be again referred to it.

3. That a new chief clerk be appointed for Morals Court.

4. That the men now working in Morals Court be transferred to other positions and be replaced with younger men having a modern social point of view.

5. That the social worker in Morals Court be an employee of the City instead of the Council of Churches. This social worker to be under Civil Service and assigned by the Director of Public Safety or the Director of Welfare and that additional social workers be added to the staff when necessary.

6. That a Women's unit be established in the Bureau of Police in charge of a woman with the rank of Lieutenant who shall have had four years of college training and be experienced in the field of Penology and Delinquency. All matters principally or primarily involving women, girls and small children shall be referred or assigned to the women's unit. The salary of the members of this unit should be set high enough to attract persons having the necessary qualifications and ability.

We recommend that Traffic Court be moved to the City-County Building and that the Traffic Court Magistrate sit from three P. M. to ten P. M. to enable persons having business there to attend hearings in the evenings and not lose one or more days' work or business. We further recommend that the practice of using patrolmen to do clerical work be discontinued and that competent clerks at the regular clerk's salaries replace them.

Until recent disclosures thousands of dollars that were seized in raids and from the person of prisoners had not reached the city treasurer in due course. There has been much improvement in this respect in the past six months. To eliminate this evil entirely, we recommend that arrested per-

sons be permitted to retain all monies and other valuables and that seizures of personal property and money be made in police stations only, in the presence of the police station staff and that duplicate receipts be issued to all persons involved. Slot machines and other gambling devices should be opened in the presence of the arrested persons and the contents counted and receipts issued for the amounts held by the police.

The Civil Service Commission is not noticeably improved under the present administration. Provisional appointments without examination is still the unpardonable sin.

A dangerous precedent has recently been established in declaring appointments void on the basis of deficiencies in the commission's own records. There is nothing to prevent future commissions from voiding all appointments made by a previous commission by merely stating that they are unable to find papers.

We believe that improvement in the administration of the civil service laws is impossible under present conditions. We recommend that the Legislature empower the Governor to appoint civil service commissions for cities of the second class.

Anticipating a technical survey of the police bureau we made a brief study of the following technical phases of police work in the hope that they would be more fully developed by a survey.

Civil Service examinations reveal that no intelligence test is given to applicants for the police force. An applicant has been asked, "Who are the nine councilmen?"; "Where is the Frick Building?"; "Who is the Director of Public Safety?"; We submit that the correct answers to these questions should not be the sole basis for appointment to the police force. There is a great need for the revision of the form and substance of civil service examinations for police. Intelligent and aptitude test should be substituted for the so-called "mental-test". The police department should be concerned, not so much with what a recruit knows as with his ability to learn what the police department has to teach him.

In view of the fact that Pittsburgh police get little or no training your

commission deemed it advisable to hear Major Adams of the State Police. It developed that the State police school at Hershey, Pa., with its excellent facilities, is available at the low cost of \$1.00 a day per man, for the training and instructions of any policemen who might be sent there. We recommend that the City send at least twenty men a month for the next three months to this school with the ultimate aim of using these trained men later as instructors of local policemen.

The Pittsburgh detective division during the past decade has been constantly demoralized. Appointments to this division were made almost exclusively from the ranks of petty politicians. The same conditions prevail under the present administration. It is imperative that the detective division be completely reorganized.

The traffic division has become the pampered pet of the police bureau. The number of men assigned to it is out of proportion to its actual needs and the total number of men on the force. Too many traffic men are concentrated in the downtown section where less serious accidents occur due to the many traffic lights and the low speed which must prevail in the downtown area. We recommend that a number of traffic men now gazing at lights be transferred to beats. We recommend that the traffic men now stationed in front of private garages, and paid by the city, be assigned to regular beats and that a number of the present 238-men staff of the traffic division be assigned to other phases of real police work.

Police experts who have testified before your commission have stressed the fact that traffic work, which Boy Scouts have done well at times, does not require the same degree of training, courage, intelligence and physical fitness that ordinary police work requires; nor does many years of traffic work alone make for a good police executive.

In Pittsburgh the traffic division is composed of many vigorous, intelligent men, who under prevailing conditions will never become real policemen, but who may become detectives, inspectors or superintendents. In addition to recommending a reduction in the number of men assigned to the traffic di-

vision we recommend that the salaries of real policemen be rated higher than the salaries of traffic men so that an incentive will be provided for these fine specimens of American manhood to get into real police work.

Many men who perform useful work in the police bureau are paid less than the swivel chair police and station house idlers. A complete readjustment of the police salary structure is needed.

In this motor, electric and radio age we see no reason for clinging to the horse-and-buggy traditions. Mounted police appear to have no place in the modern era of rapid transportation and communication. It seems to be the height of folly to pay the salaries of uniformed policemen, to feed the horses 365 days a year and to maintain the city stables solely for parade purposes or to break up meetings at which American citizens may be exercising the right of free speech and assemblage. We recommend that the entire personnel of the mounted patrol be transferred to beats or motorcycles and that the city stables be closed.

That there is lack of co-ordination in the police administrations affecting Pittsburgh is evident. The jurisdiction of city police ends at the city line, and borough and township police, constables, deputy sheriffs, county detectives, coal and iron police and state police enter the confused picture—each force reacting to its own peculiar version of politics, graft or viewpoint. Your commission, therefore, believes that any metropolitan plan without a metropolitan police force would be just another metropolitan mania.

In Pittsburgh this lack of co-ordination is reflected even in the physical set-up of the police bureau.

The superintendent of police who is in active control of the force is to a great extent isolated from the force by virtue of his being stationed at City Hall. The political atmosphere envelops him and all his subordinates. We recommend that the office of the superintendent of police be removed from City Hall to Central Police Station in close contact with the detective bureau and other police activities, instead of being compelled to play politics at City Hall.

It may be necessary for the transmitter of the police radio station to be located in Mt. Washington, but there is no need for the radio personnel to be so far removed from the greater part of police activities. We recommend that the radio station and its personnel be moved to Central Station in close proximity to the police operator, the new office of the superintendent, the detective bureau and other police activities.

We recommend that all precinct detectives and plainclothes men be assigned to the detective bureau and that all criminal police investigation work be centralized in the detective division. The inspector of detectives should make daily assignment from the men in his division to the different police districts.

The record system of the police bureau needs complete revision. A number of pictures and plates are reported missing from the bertillon room. Little effort is made to keep accurate records or data of police activities or crime problems or to follow up complaints, investigations and reports. No efficient police work is possible unless such data and statistics are readily available.

A cursory study of the size of police beats suggests a re-distribution of the force is necessary to give even minimum patrol. Scientific rotation of officials and men, from night to day duty, from beat to beat and from district to district is unknown in Pittsburgh. Rotation is known locally as shakeups by the "statesmen" at the head of the department and is always for reasons off the record.

Police stations which may have been advantageous when policing was done on foot and in horse-drawn vehicles are needlessly maintained today. Despite inventions and improvements in transportation and communication, Pittsburgh still maintains the districts and stations that were laid out and established more than thirty-five years ago.

Police experts maintain that four districts would be sufficient for the city. If scientifically and properly laid out, according to plats of the United States Bureau of Census, the new districts would make for both economy and efficiency in police administration.

Although in view of present conditions Center Avenue Station should be maintained temporarily, it is our hope that eventually No. 1 Police Station will be moved to a location that will permit a merger with Center Avenue Station. The present site of Central Station is unsuitable because of its location and for other reasons. A new station located on Tunnel Street, on the site and adjacent to the present city stables would solve the problem and serve both the downtown and Hill districts.

Elimination of a number of stations, would make possible a redistribution of the man-power that is greatly needed. More than two hundred men could thus be transferred from station house duty to street duty and actual police work. Pittsburgh does not need additional policemen as much as it needs to make better use of its present personnel. There have been too many supervisors and not enough patrolmen. In a number of districts the morning turn consists of only three patrolmen, yet supervising or waiting for calls from these three patrolmen, are an inspector, lieutenant, sergeant, turnkey, matron, two wagonmen and precinct men.

Sergeants, according to all theories of police work, should be in charge of men, supervising them and seeing to it that the districts are properly patrolled. In Pittsburgh, police sergeants are neither police nor sergeants in fact. They are station house clerks drawing salaries higher than policemen and clerks. Sergeants belong on the street, keeping their subordinates on the job. They might easily perform their duties in radio cars, thus relieving many present occupants for actual patrol duty.

By scientific merging of districts, the use of a few station house clerks, the city would find it possible to reduce the cost of police service and at the same time assign more men to the most important phase of police work—patrol duty.

The question of costs in maintaining adequate police protection is of vital importance. Police expenditures are major expenses of government and taxation provides the revenue. All police functions, including traffic work, are now paid for by real estate owners and tenants. This was as it should be

when real estate was 80% of the community's wealth. But now that real estate is only 40% of the wealth of the community, the single tax theory to the contrary notwithstanding, it is unjust to cast this huge burden solely on real estate owners and tenants. Your commission advocates legislation that will ease the burden on real estate and permit tax revenues from other sources. Such legislation would be just and equitable because it would compel the 60% of the community's wealth, invested in personal and mixed property, to pay its share of protecting it.

We repeat our recommendation in the previous report that the State revenues from automobiles help pay the expense of local traffic work. We recommend that a bill be presented to the Legislature transferring the sum of \$1,356,000.00 from the Motor License Fund to the City Treasurer, being the cost of maintaining the Pittsburgh traffic division and the bureau of traffic planning for the next biennium.

Your Commission is conscious that the most vital element in honest and efficient police administration is the human element. To rid the force of undesirables and to refrain from appointing the obviously undesirable is a fundamental recommendation. Your Commission observed that the recently discharged Director of the Department of Public Safety made an honest effort to do these things, but he was prevented by his superior, the Mayor, from achieving his end in some instances.

Your Commission recognized that organized labor as well as organized employers has a deep interest in the administration of the police department. Labor was therefore given an opportunity to be heard publicly on its ideas of efficient police administration. Testimony was adduced at some hearings indicating that while organized employers were always heard, for the most in private conferences, little attention was paid by high police officials to the needs of labor in this respect.

We have found that those in control of the Pittsburgh police department in the past have frequently been in the control of the organized employers and have frequently managed the po-

liee to the damage of the civil rights of citizens in labor disputes. We have found no new deal in this respect but, on the contrary, have found that while some previous chief executives of the city were secretly aligned with the organized employers, the present chief executive is openly defiant of the civil rights of organized labor.

Both the secret alliance and open defiance have resulted in a lopsided police administration wherein the rights of labor to picket, to parade, to assemble and to petition for redress of grievances were often outrageously violated by the police. Actual bribery of the police for services against labor is given in specious respectability under the phraseology of "bonus-paid and company-paid policemen."

Since the last steel strike, when it was revealed that bonuses of \$300.00 each were paid to police for their help in breaking the strike, a hope of a similar bonus appears to be the motive behind the distinctly hostile attitude of some police toward labor. Labor representatives charged before your Commission that regular police officials have been placed on the payrolls of companies involved in strikes to encourage such police officials to violate their oaths of office and to violate the constitutional rights of the strikers. Charges were made, and not denied, that police have consistently prevented and broken up peaceful and lawful picketing; that pickets were arrested without warrant and without charges being made against them; that bail had been denied those so unlawfully detained; that strikers were beaten up and denied medical attention, that property of unions had been maliciously destroyed by police; that union members had been arrested for distributing literature and that in every labor dispute the police had consistently and repeatedly infringed upon the constitutional rights of labor and of citizens generally.

It was further testified that in all cases where the companies used privately paid police during labor controversies, riots and violence occurred but where the companies refrained from hiring city police, the strikes were carried on peacefully, picketing was carried on over a long period and no disturbances of any kind occurred.

We recommend that company-paid city police in labor disputes be abolished. We urge a punitive law against city police accepting bonuses for strike duty and that it be made a crime to offer such bonuses or other things of value to police.

We submit that the Constitution of the United States and the Constitution of the sovereign Commonwealth of Pennsylvania both guarantee to all citizens, including the poor, humble and under-privileged, the rights to free speech and free assembly. We submit that all public officials, including the police, are sworn to uphold these constitutions and that any infringement with the rights of labor and of citizens generally is a violation of their oaths of office for which violations such police and officials should be removed from office. No recommendation to guarantee civil liberties to the people of Pittsburgh is needed except that all public officials read the Constitutions of both the State and the Nation and act in accordance with their oath of office.

We suggest that City Council give some thought to the idea of setting aside a centrally located place, plaza or park as a sort of forum or Hyde Park, or even a McNair Park, where even persons with wild ideas could speak freely without interference.

Your Commission reports with regret that it could not proceed as it originally planned — to hold only public hearings and make its findings and recommendations on the basis of matters divulged in public hearings. The open hostility of the Mayor, as shown by his public and private utterances and actions, compelled this Commission to conduct private hearings, conferences and investigations in order that an adequate study of police administration might be made.

This hostility not only postponed the proposed police survey, which to be worthwhile, would require the co-operation of the police, but it caused fear and anxiety to seal the lips of many honest policemen who would otherwise have disclosed matters of inefficiency and corruption for correction.

Your Commission has given gratis to the City of Pittsburgh much time and effort in the expectation of helping to bring about much needed better-

ment of the police bureau. It has employed counsel, a secretary and an official stenographer and has been able to offer these employees only interminable amount of work. In calling this situation to the attention of City Council, the Commission asks that Council consider all the matters herein discussed and also the erratic conditions under which your Commission has been forced to do its work.

Your Commission believes its work could be completed with considerable practical benefit to the City if these erratic conditions were eliminated. We do not believe the full benefit of a research commission can be reaped until a responsible executive is placed in charge of administering the City's affairs as mayor or as city manager.

As this is the responsibility of the elected representatives of the people, your Commission is content to report the facts and conditions confronting it. These facts and conditions, however, raise the question of the desirability of the Commission continuing to function for the most part as a deterring factor under present erratic conditions or as a more constructive factor under a new chief executive.

Respectfully submitted,

Elmer D. Graper
Anna B. Heldman
Patrick T. Fagan
Dr. Albert Irwin Wise
James N. Hoey

Members, Police Research Commission:
Dennis J. Mulvihill

Counsel

Meyer A. Sanders

Secretary

Which was read, received and filed.

Mr. Kane moved

That the report be printed in full in the Record and a copy be furnished each member.

Mr. Kane arose and said:

Mr. President:—In view of the fact that this Commission of outstanding people—people not connected with political parties, in an official way have given many months of study to the work assigned by this council, they are submitting this second report, which I sincerely hope the members of Council will study thoroughly.

In reviewing some of the conditions that had existed in the police depart-

ment they make a series of recommendations.

Outstanding in the recommendations, I think is the recommendation that legislation should be prepared and presented to the General Assembly requesting that the sum of \$1,356,000.00 be transferred from the State Motor Fund to the Treasury of the City of Pittsburgh to help pay the maintenance of our traffic department. I don't believe anybody can justify that charge against real estate and it is a charge that is continually increasing, and I think it is one means that we can get some relief in a financial way.

I would like the members of Council to give that some consideration; and, if an agreement can be reached, that a bill be prepared that will have the support of this body, and that in the interest of the city we will work to have it passed by the General Assembly.

In this report, you will note that they state for the record that they were unable to do the things that Council asked them to do to bring about a technical survey of the police department. The members of Council and the public should know that the reason that was not possible was because of the refusal of the Mayor to go along with that proposal.

I believe I stated once before that this Commission was not set up in any way to embarrass, but really, to help the Mayor.

In the campaign for that office the Mayor and the minority of the Council pledged, if elected, that the complaints registered by the public against the police department would be eradicated. A few months after the Mayor assumed office, I talked the matter over with him and some of his advisers. I cited that conditions which were reported to us during the campaign preceding the election were still existing—that there was collusion between the police and racketeers. Since that time he has absolutely refused to cooperate with me in an endeavor to clean up that condition.

While it is difficult to get people to testify under certain circumstances, I believe the Mayor has associated with him a man who can enlighten him on some of the things that took place during the early part of this administration while that man was still in the business.

I ask the members of Council to study this report thoroughly, because I believe there are a lot of constructive recommendations in it, and I hope the members of Council will continue this Commission until we can get cooperation from the Chief Executive to bring about better conditions in the police department of the City of Pittsburgh.

And the questions recurring on the motion to print in full and furnish a copy to each member.

The motion prevailed.

Mr. McArdle moved

That the Mayor, Director Ray P. Moyer, and George W. Schusler be requested to furnish Council with the names of builders and locations of the "thirty or forty plants" and the date of their respective visits thereto, that they are represented by Wm. R. Scott as having visited.

Mr. Kane moved

To amend by adding "also bring in the names of plants they refused to visit."

Which motion prevailed.

And the motion, as amended, was adopted.

The Chair presented

No. 2791, Communication from B. F. Shaughnessy, of Shaughnessy Tool & Incinerator Company, protesting against the awards made by the Department of Public Health for the erection of incinerator plants.

Which was read and referred to the Committee on Finance, and a copy to be furnished each member.

Mr. McArdle arose and said

Mr. President: I arise to a question of personal privilege. The nature of the privilege is to express my disapproval of the conduct of the hearing held before the Committee on Hearings on Wednesday, February 6th, which hearing was granted to the Koppers-Hiler companies, at their request, to discuss Bill No. 2663, An Ordinance amending Ordinance No. 202, approved July 6, 1934, authorizing a contract or contracts for the construction of an incinerator plant in the 21st Ward, City of Pittsburgh, at which time William R. Scott, appearing as counsel representing the Hiler Engi-

neering and Construction Co., Inc., the Koppers Construction Co., the Koppers Building, Inc., and the Koppers Gas & Coke Co., who showed his appreciation for the courtesy extended to him and to those for whom he spoke by a vicious attack on a member of this body, who happened to be myself.

I represent to you and to this Body that it was the duty of the President of Council, who, by virtue of the rules is presiding officer over the Committee on Hearings, to have immediately at its inception stopped and prevented the indulgence in any personal assault upon any member or members of that Committee; and the failure to do so must be regarded by me as a flagrant and inexcusable dereliction of the duties of the Chairman, and as such meets with my deepest resentment as a member of this Body. When I make this statement, I hope no one will think it is due to any feeling on my part of a lack of individual capacity to take care of myself, and the circumstances are such as to allow me freedom so to do.

However, a member of this Body is governed by certain fixed and other general rules of decorum, to which we are expected to conform, granting to the presiding officer the power to force conformity upon our part, and imposing upon him the duty to enforce the the same general principles of conduct upon all those who came in contact with this Body, or its committees.

Let us examine the circumstances to which I have referred and see what a general acceptance of such conduct, if permitted, would lead to: At a regular meeting of Council, a member, wholly within his rights and without the slightest obligation to seek the permission or approbation of anybody, not even that of the other members of this Body, introduces an ordinance into Council. In the orderly processes under our rules, it is referred to the Committee to which it properly belongs. Pursuant to the same orderly processes it comes before the Committee. Before its appearance on the calendar of the Committee, a request for a hearing is made and it is granted. When it comes before the Committee, it is promptly laid over, without discussion or objections, pending the holdings of the hearing. During its progress up to the

date of hearing, no single word has been spoken as to its merits or demerits in either Council or the Committee by any member of Council. A hearing is held and the spokesman for the group to whom it is granted virtually opens the discussion, not on the merits of the bill, but by a violent attack upon a member of this Body, which violent attack, wholly and completely outside of the purview of the hearing, goes unchallenged by the presiding officer, whose primary function, is to see that orderly processes are properly followed and that decorum prevails. A precedent is established which, if allowed to stand, has this potentiality: That every ordinance or resolution that may be introduced by any member of this Body affords an opportunity to anyone who wills to come before the Committee on Hearings and use the provisions of that ordinance or resolution as a pretext for villification and slander and lies about the member who introduced it, or about someone else who has no remote connection with it. Under the ordinary processes of this Body, that would mean that there would be a possible repetition of this despicable conduct to a maximum of not less than 300 a year, or six every week, or one every day.

For my part, I will not accept or tolerate any further examples as that to which I refer. I give notice now that if the presiding officer is not able and willing to measure up to the responsibility of his position and give due consideration to the rights and privileges and immunities of members, as well as others concerned with the business before the Body over which he presides, insofar as it affects me, I will immediately take the steps which I deem necessary to do it for myself; and I want to say with all possible emphasis that I mean that without respect to the origin of the insult and regardless of the economic, social, political, racial, or any other group from which the offender comes.

There are other features of Mr. Scott's speech to which I will address myself in the proper order when the bill is before the Committee for consideration, but there are a couple of points to which I think it proper to refer now:

Mr. Scott in his statement undertook

to speculate as to whether I had advance information as to what Judge Patterson's decision was going to be. I answer with all possible emphasis: "No!", and for the very excellent reason that I do not have the temerity or presumptuousness or the audacity to make an attempt to find out even if I were interested, which I was not. I am satisfied to leave such endeavors, if they are undertaken, to people of Mr. Scott's ilk, who, by virtue of what he has said in his speech to Council, has presumed to determine what Judge Patterson's final decision will be, as well as what the final decisions of the Supreme and Superior courts will be should these cases go before them. Mr. Scott may have an interest in having this information and a means for obtaining it and a reason for desiring it. I have neither.

Mr. Scott further said that Mr. White, one of the litigants, is a law student at Duquesne University, serving his clerkship in the office of James P. McArdle, son of the sponsor of this resolution. That statement is a deliberate, unqualified, premeditated lie, the basis of which Mr. Scott and his clients can offer no excuse whatever. The clerkship of a law student residing in Pittsburgh is a matter of public record, both in Philadelphia and Pittsburgh; and even Mr. Scott, with his apparent unfamiliarity with the processes of his own profession, could have found the facts if he were as much interested in facts as he was in his desire to brow-beat Council by slandering a member. He might also inadvertently learn that James Paul McArdle has not been a member of the Bar long enough to have a clerkship attached to his office. If Mr. Scott was as much an illuminary in the law as he is an exemplar of extremely bad manners, even he would have known these facts.

Mr. President, tomorrow is Abraham Lincoln's birthday. That great character won a place in human hearts and in the history of the World, from which he can never be removed. No other one thing contributed more to the attainment of his place in history than the fact that he signed the Emancipation Proclamation, which wiped out human slavery from these United States. There was a famous case, in-

volving also the name of Scott, which had much to do in crystallizing into action a burning issue. That case was "Dred Scott", whom the highest court in the country decided was still a slave, though he lived in a free State. It is known as the "Dred Scott Decision". We have issued to us decisions by a "Scott", who wants to be "dread", and assumes that we are in slavery to the interests that he represents. He has evidently not heard of the decisions of the people of this community made in 1931 and repeated each succeeding year since, emphatically declaring this community free from such domination and establishing, I hope, as an incontrovertible fact that every public officer has the right, if he has the courage to exercise it, to do those things within the Law which conform to his understanding of the proper means of promoting the public interest, and that in arriving at that judgment he need not be swayed by the will of the financial powerful great corporation or the big taxpayer, but that he may realize that the humblest cottager on the hillside has the same right to his consideration as the clients of Mr. Scott, either individually or collectively.

I want to make one more statement: Neither before nor since the preparation of plans, the advertising for bids, the awarding of the contract, or the beginning of litigation, has anyone sought, directly or indirectly, in person or by agent, to influence my judgment or enlist my support on behalf of anybody interested in the attainment of any of the contracts as advertised, except on behalf of the Koppers-Hiller companies. Neither did anybody know of my intention to introduce this bill into Council, with the possible exception of the stenographer in the City Clerk's office, Mr. Boxheimer, who prepared it under my direction.

I close by saying that anything that I have said to Dr. Moyer in his office was also said across the boards of the Committees of Council, in the presence of dozens of people, and for those statements I offer no apologies. Neither do I offer any apologies on behalf of any member of my family. I am the father of eight children, seven of whom are sovereign citizens of these United States, who have attained their majority and are morally and legally re-

sponsible for their acts and whom I am sure that each is possessed of sufficient character to withstand poison arrows of innuendo, regardless of what villain may hold the bow.

I want my remarks as they refer to the conduct of this Body to be regarded as impersonal insofar as the facts permit. Nevertheless, to be regarded as being an expression, sincerely made, of my opinions and of the facts upon which they are based.

The Chair said:

Gentlemen, may I be permitted to say a few words without leaving the Chair? I simply want to say there is one mistake Friend McArdle makes. On Tuesday at the regular Finance Committee meeting, when this matter came up, it was not discussed. It was arranged to have a hearing before consideration was given the ordinance, and you gentlemen authorized me to arrange the hearing.

Mr. Scott, the gentleman to whom Mr. McArdle refers, was not speaking by word of mouth; if he were, he would have been stopped. On the other hand, Mr. Scott was reading from a prepared statement, copies of which had been given members. I have not read my copy.

I want to say this, you can talk about Abraham Lincoln, there is also such a thing as free speech. I believe every reputable person—and I might say that Mr. Scott is a reputable citizen—has the right of free speech at Council Committee hearings.

You might differ with him, but when he comes before Council and is willing to stand by his remarks, which he has reduced to writing, and says, "Here is a copy", I don't believe he should be gagged.

After the meeting you (Mr. McArdle) talked to me about it, and you were sore at the time. I told you then that if you or any member did not like Mr. Scott's attitude, he should of been interrupted. Many times the members of Council interrupt me at these committee hearings. However, I repeat that Mr. Scott was not speaking by word of mouth; if he had, I would have stopped him and warned him to be more tempered and less abusive. But he was reading his statement.

You, as a citizen, have recourse

against this man if he said anything actionable. We must bear in mind that free speech is permitted here, no matter what the race, creed or color of the spokesman may be. He comes into this Council as in an open forum. We are obligated under the law to hear him. We had worse things than this happen in this body.

I also call your attention to the fact that if any member of Council had called my attention to it, Mr. Scott would have been interrupted. I get those interruptions; the Chairman is called to order many times by the members. The Chairman is no different than any other member, and you do not hesitate to interrupt him. That is your privilege. There is no other man in Council more friendly to you (Mr. McArdle) than I am. If you would have said at the time, "Mr. Chairman, why do you allow this man to talk in the manner he does?" I would have stopped him. But neither you nor any other member did this. Any man who comes here with a prepared statement and reads it, I hold him accountable for what he says; but if he speaks, it is a different thing.

Mr. McArdle arose and said:

Mr. President, May I make one observation. I want to say to you, Mr. President, that I hope the day will never come when this Council, a deliberative body, will make a distinction between violations of its rules and the nature of insults, because somebody has reduced them to writing instead of saying them orally. I think though they would be much more susceptible to being overlooked if spoken out of the mouth.

The Chair said:

Do you agree that any member of Council called my attention to the fact that Mr. Scott should have been stopped from proceeding with the reading of his prepared statement?

Mr. McArdle said:

Perhaps they could, but that does not alter the situation; and I don't agree that there is a parallel between what members might do or might not do, and I don't agree that you by any stretch of imagination will put into working the policies that you now enunciate. There is scarcely a time that

you don't stop people when they are talking out of order.

The Chair said:

If you mean Communists. I will stop them from talking against the Government.

Mr. McArdle said:

Not Communists, but citizens as highly respected as Mr. Scott, when they don't address the Council on the subject that they came here to address the body.

The Chair said:

If you think I had any sympathy with Mr. Scott, you are mistaken.

Mr. McArdle said:

Mr. President, I don't think anybody with any appreciation or sense of good manners would, in the face of the attitude taken by a supposedly educated lawyer, who sought to influence the Council, agree with him. However, that does not alter the situation. I want to go on record as saying most emphatically that there is no distinction between what a man says or attempts to say simply because he had it written down. I want to say one more word. I want the distinction drawn between what a member of Council can do and what an individual can do. I set forth that I am not asking anything as an individual. I am speaking as a member of Council, and it was as a member of Council that I was attacked. Outside of this body I will take care of myself; and as I indicated it, I will take care of myself inside if I find it necessary.

Mr. Kane arose and said:

Mr. President, I am glad that you mentioned the fact that you believe in free speech as far as this Council is concerned. If Mr. McArdle hadn't said the things he did, I would have called them to your attention. Speaking frankly to you as a member of Council, we ought to establish a rule or definite policy for the conduct of hearings before the Council. People come before the body in hearings, and if we agree on the things they are espousing or proposing, we entertain a motion; and if we don't agree with their requests or suggestions, we tell them that the body does not take ne-

tion at a hearing. That I say is unfair. You deny this privilege to some, while granting it to others.

The Chair said:
Go ahead.

Mr. Kane said:

The policy established by Council for hearings is wrong. If we entertain motions on subjects brought to us for consideration by educated people, then the same courtesy should be extended people who have not had an opportunity of higher education (some of whom are called radicals). These people come before us with a definite program and they are set down by you and the members of Council. I have only been in Council a little over a year, and I want to say that Mr. Scott was the most arrogant man who ever appeared before the body. If he represented a client and urged consideration of some measure before the body, regardless of what I thought of the legislation, I would take into consideration the arrogant attitude of the man who submitted the proposal. Such a man should receive scant consideration from any legislative body, a member of which he insults.

The Chair said:
Why didn't you interrupt the gentleman?

Mr. Kane said:
If I had been the Chairman, I would have interrupted and stopped him, too. When poor people come in here who are not Communists, but want to save their homes, they are stopped.

The Chair said:
They get a hearing.

Mr. Kane said:
You don't listen to them in the same way you listened to this man.

The Chair said:
It is a lie. They get a hearing.

Mr. Kane said:
You don't give them the same hearing you gave this man. They are not accorded the same standing before Council.

The Chair:
You are mistaken.

Mr. Kane said:
It is not a lie.

The Chair said:
It is a lie.

Mr. Kane said:
We have it happen repeatedly in this Chamber. When people are desperate to save their homes in the city, they are immediately stopped by you.

The Chair said:
That is beside the question. You are speaking about one particular incident.

Mr. Kane said:
We have got to determine a policy or rule of how we are going to conduct hearings. Every citizen that cares to appear before this Body should be heard.

The Chair said:
You have the right to change the rules.

Mr. Kane said:
This Council has the right to change the rules. If the rules need revised, the Rules Committee should be authorized to make those revisions. I think there is necessity for a definite policy established so far as hearings before this body are concerned. If the rules are not stringent enough, I suggest that they be re-written.

The Chair said:
You want to maintain that no citizen can speak his mind or read a statement.

Mr. Kane said:
Every citizen should have the right to come before the body and submit whatever proposal he might have, whether it is written or made orally to the Council.

The Chair said:
They have never been denied that right.

Mr. Kane said:
If you don't like their philosophies, you shut them up. The only dif-

ference is that this man represents Big Wealth.

The Chair said:

I disagree with you on that. If a person with a reputation such as Mr. Scott has comes here, he is never interrupted.

Mr. Kane said:

If he happens to be a working-man, he is stopped.

The Chair said:

He has the same right, and I never deny that right to anyone, no matter what his circumstances may be, and you know it.

Mr. Kane said

Some people have been denied that right. You said you would give them so many minutes to speak.

The Chair said:

You never objected. Did you ever say, "let them talk?"

Mr. Kane said:

The only difference between this man is that he represents Big Wealth, and these other persons represented poor people.

The Chair said:

That is what you think.

Mr. Anderson arose and said:

Mr. President:—I would like to say a few words. I am sorry this happened. I don't believe there is a legislative body in the country that permits an outsider to come into its meeting and abuse a member. No one has the right to insult a member, whether the remarks are in writing or not. That is the poorest excuse I ever heard.

The Chair said:

What do you mean by an "outsider"?

Mr. Anderson said:

A citizen—a man who is not a member of Council. My proposition is this: If a man appears before the body and reads a statement and he abuses

a member of the body, he should be stopped by the Chairman who conducts the meeting.

The Chair said:

Did any councilman object?

Mr. Anderson said:

Mr. President, I am saying, in the future, that should be done. The Chairman, or some of the members, should have some idea what the speaker is going to say, and we should not allow any man, whether he is poor or rich, to abuse a member of Council. I know the Chair doesn't want that.

The Chair said:

No.

Mr. Anderson said:

There is no legislative body in the world that would allow such a thing to happen.

The Chair said:

Is it your idea that I should ask each speaker before he addresses the body what his statement contains? I don't believe that is your thought. In this case, I didn't know what Mr. Scott was going to read.

Mr. Anderson said:

I am speaking of the future. That man, nor any other man, has a right to insult any member of Council, because he has his remarks in writing. I hope such an incident will not occur again. The man who insults me in here is going to be insulted.

Mr. Anderson moved

That the Minutes of Council of Monday, February 4th, 1935, be approved.

Which motion prevailed.

Mr. Anderson moved

That Council recess until Wednesday, February 13th, 1935, at 1:30 o'clock, P. M.

Which motion prevailed.

And Council recessed.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Wednesday, February 13, 1935.

No. 7.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Wednesday, February 13th, 1935.

And the hour of 1:30 o'clock P. M., having arrived, and the time of the recess having expired, Council reconvened, and there were present:—

Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

The Chair took up

Bill No. 2784. Communication from the Mayor returning without approval Bill No. 2606. An Ordinance creating and establishing the position of Investigator in the office of the City Clerk, etc.

In Council, Feb. 11, 1935, Read and laid on table.

Which was read, received and filed.

Also

Bill No. 2606. An Ordinance entitled, "An Ordinance creating and establishing the position of Investiga-

tor in the office of the City Clerk, and fixing the compensation therefor."

In Council, Feb. 11, 1935, Bill returned without Mayor's approval and laid on the table.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Kane
Gallagher	Magee
Huston	McArdle

Noes—Messrs.

Demmler	Garland (Pres't)
Soost	

Ayes 6. Noes 3.

And there being two-thirds of the votes of Council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

Mr. Kane moved

That the remarks of Wm. R. Scott, representing the Hiler Engineering and Construction Co., Inc., and the Koppers Co., made at the meeting of the Committee on Hearings on February 6, 1935, be printed in full in the Record.

Which motion prevailed.

And the remarks of Mr. Scott follow:

To the Honorable, the President and Members of the Council of City of Pittsburgh, Gentlemen:

I am here as counsel representing the Hiler Engineering & Construction Company, Inc., and The Koppers Construction Company, the successful bidders on whose joint bid the Director of Public Health awarded the contract for the construction and completion of the proposed city incinera-

ator to be built on the North Side. I also represent The Koppers Building, Inc., and Koppers Gas & Coke Company, substantial taxpayers of the City of Pittsburgh. The Koppers Building, Inc., alone paid in taxes to the City of Pittsburgh for the year 1934 in respect of its ownership of the Koppers Building, situate at Seventh Avenue and Grant Street, and a vacant property nearby the building, the sum of \$132,883.43, and for the year 1935 the taxes assessed against these properties is the sum of \$132,851.80, of which the first quarterly installment has been paid. These taxpayers are far more interested in the proper disbursement of the very considerable sums which they contribute in taxes to the revenue of this City than they can possibly be in the small profit, if any, which can be realized by their affiliated organizations, Hiler Engineering & Construction Company, Inc., and The Koppers Construction Company from the construction of this city incinerator.

On behalf of these organizations, I am here to protest against the enactment or adoption by this body of Bill No. 2663 introduced by Councilman P. J. McArdle on January 28, 1935, to amend Section I of Ordinance No. 202, Volume 46, Page 90, enacted July 6, 1934, authorizing and directing the Mayor and Director of Public Health to advertise for and enter into contracts for the construction of this North Side incinerator.

The sole change which Bill No. 2663 proposes to make in the original ordinance, is to reduce the amount authorized to be expended thereon from \$550,000, as originally authorized, to \$410,000.

The only possible excuse which there can be for this proposed change, and the one which will doubtless be advanced by its sponsor, is a desire to save the money of the taxpayers by reducing the amount to be expended for this purpose. My presentation will therefore be confined to that phase of the matter and such of the legal and policy aspects of the subject as are directly relevant and germane thereto.

The proposals for both incinerators were duly advertised pursuant to the ordinances of July 6th authorizing and requiring this to be done, and after the fullest investigation and consider-

ation of the matter by the Mayor, the Director of the Department of Public Health and his Superintendent Engineer of the Bureau of Sanitation, Mr. George W. Schusler, the contract for the North Side plant was awarded to the Hiler-Koppers Companies on their joint bid of \$485,000, and the contract for the incinerator to be built at Brilliant (the expenditure authority for which was limited to \$300,000 under the ordinance) was awarded to Decarie Incinerator Corporation and Underpinning and Foundation Company of New York, whose joint bid of \$245,400 was the only one below the amount authorized by this Council under its ordinance.

It will be observed that the proposed ordinance does not in any manner reduce the authorized amount for the Brilliant plant, although the consumption or rated capacity of that plant is just one-half the capacity of the North Side Plant. It would therefore seem that if it is in the interest of the taxpayers to reduce the authorized cost of the North Side plant to \$410,000, it would likewise be necessary to reduce the cost of the Brilliant plant to \$205,000, but no such proposal is made, thereby leaving the Decarie Incinerator Corporation in possession of the contract for the latter plant.

So far as we have been able to ascertain, Mr. McArdle, before introducing the bill now under discussion, made no investigation of any kind or character whatever as to the situation. We definitely know that he has made no attempt to ascertain from those whom I represent whether they can build the North Side incinerator for \$410,000, and I have in my possession and now present to you a letter addressed to me stating that they would not consider making a bid at that figure as so to do would entail a definite loss on the actual cost of construction. The cost of constructing any complicated machine or structure is always a problematical matter, despite the best engineering estimate. Many unforeseen contingencies develop, and even as matters stand, my clients are committed to a lump sum bid, with no provision for extra work and with the most stringent guarantees as to performance and penalties for failure to pass the requisite tests before ac-

ceptance by the city and after their work of construction is complete. I submit, attached to this memorandum, a tabulation of the bids received on the North Side incinerator. Brief reference thereto will make it apparent that unless all of the bids differ materially from those originally submitted, and this is hardly to be expected, the only organization which can possibly obtain the contract for the North Side incinerator, will be this same Decarie Incinerator Corporation.

We do not know whether Mr. McArdle has consulted the city's law department as to the legality of his proposed ordinance, but for our part we have grave doubts as to the right of the legislative arm of the city government, after once having authorized this work, to interfere with and change the action of the administrative or executive branch of the government in any such manner as this, and in view of everything which has since elapsed since the ordinance of July 6th last year directing the work to be done. These developments will be more at length hereinafter referred to. But regardless of whether such action can possibly be legal, we are absolutely certain of the fact that it cannot be done without the necessity of completely readvertising proposals for the work on this new basis, as such action would definitely constitute an entirely new undertaking, varying as it does so materially in amount from that originally authorized that it would clearly affect the proposals of the bidders, and under those circumstances, and under decisions of the Pennsylvania Supreme Court, would be clearly invalid unless the project were completely readvertised.

I propose to show to you that all of this is distinctly to the disadvantage of the taxpayers of this community, is decidedly not in their interest, is a gross and improper attempt to interfere with the orderly process of judicial determination, and springs from the gross incompetence of the sponsor of this proposed ordinance and any proper appreciation of the public trust his office imposes upon him, or, if not that, is motivated by considerations which are sinister in the extreme as affecting the government of this city.

Less than three days after the contracts for the two incinerator plants were awarded by the Director of Public Health, two injunction proceedings were instituted in the Court of Common Pleas of Allegheny County by two alleged taxpayers, and have since obtained some notoriety in the public press. The first of these was brought by James White against the City, the Mayor, the Director of Health and other public officials, and the second was brought by one Samuel Ostrager against practically the same defendants.

In the first case, Mr. White, who, by the way, is a young law student at Duquesne University, serving his clerkship in the office of Attorney James Paul McArdle, son of the sponsor of this resolution, sought an injunction to prevent the Mayor and Director of Health from entering into any contract with the Hiler-Koppers Companies, and also requesting a mandatory injunction requiring that these same officials should enter into a contract with this same Decarie Incinerator Corporation. Mr. White's status as a taxpayer was certainly open to question. He owned one vacant lot 50 x 100 feet, for which he paid the nominal consideration of \$1.00 and which he testified was given to him by some friends in return for some service alleged to have been performed for them and of a character not described. He testified that he knew nothing about the issues involved in the suits and his only reason for bringing his suit was on the basis of information furnished him by his counsel in the case, Mr. Oliver K. Eaton, who represented this same Decarie Incinerator Corporation, that he had not employed Mr. Eaton and did not expect to pay him, nor did he know when he brought the suit that he might be responsible for the costs incurred therein.

The plaintiff in the second suit was Samuel Ostrager, who is a lawyer and a member of the Allegheny County Bar. Mr. Ostrager also testified in his case that he knew nothing about the issues involved, had not employed his counsel. Mr. H. D. Hirsh, did not expect to pay him, understood that other interests were behind the suit but did not know who they were. In

both suits the alleged taxpayers placed their deeds on record only upon the same day on which the suits were brought.

Mr. Ostrager's case alleged certain technical defects in the manner of writing the specifications for both plants and sought a decree declaring the entire letting illegal and invalid for both plants, but curiously enough, particularly requested that the North Side award to be thrown out for the same reason relied upon in the suit of Mr. White, namely, that the contract should have been awarded to this same Decarie Incinerator Corporation because the initial cost to the city under its bid of \$401,500 was \$83,500 lower than the cost under the initial bid of the Hiler-Koppers Companies.

These cases were tried before Honorable Frank P. Patterson, sitting as a chancellor in equity, and occupied four days of trial, in which the matter was thoroughly and carefully presented by all parties in interest. A great deal of testimony was taken, and at the conclusion of which Judge Patterson stated publicly, and it was generally known by all counsel and the parties concerned, as well as by the public generally, that because of the public importance of the work in question, he would give the matter his immediate consideration and dispose of the suits as promptly as the complicated legal questions involved would permit. The City's position was ably presented both by the present able First Assistant City Solicitor, Miss Anne X. Alpern, and the City Solicitor himself. All of this occupied not only many days of preparation, but four full days in court, and a very large amount of time and work subsequent to the trial in presenting briefs and arguments to the court and compiling the requests for findings and conclusions required under the procedure prescribed in equity cases.

The whole matter was meticulously and carefully reviewed by Judge Patterson in his usual thorough and able fashion, and a holding practically one hundred per cent, against every contention made on behalf of the complainants in these cases was rendered by him in his decision. Lest anybody have any doubt as to the sweeping manner in which the action of the city officials has been sustained and the

bona fides of these suits have been questioned, we submit herewith for each member of this body a photostatic copy of the entire findings, conclusions, discussion and decision of his Honor, Judge Patterson, in these cases.

The very thing Mr. McArdle will tell you his ordinance proposes, namely, to save to the city \$75,000 in initial cost, was found by Judge Patterson in the cases mentioned to be a relatively unimportant phase of the matter. The decision was that ultimate cost rather than initial cost was the important thing to the taxpayers, and that the saving by reason of the superiority of the incinerator manufactured by the Hiler-Koppers Companies over that of any other would save to the City of Pittsburgh in operating cost many times the difference in the initial cost between the bid of the Decarie Incinerator Corporation and others. That difference was \$83,500, and Judge Patterson definitely found that even at the conservative minimum estimated saving, it would be more than wiped out in eight years by the economies in operation which would be effected by the Hiler-Koppers plant over that of any other. Moreover, the period of the bonds issued to defray the cost of building these incinerators is thirty years. The saving attributable to the Hiler-Koppers plant was found by Judge Patterson as being approximately \$28,000 per year, and we submit a calculation which was offered as evidence in the case and on the basis of which Judge Patterson made his findings, showing that over the period of the bonds (which is no longer than the life of the plant), the City of Pittsburgh, by awarding this contract to the Hiler-Koppers Companies, will save more than \$1,000,000, or over twice the cost of the entire plant itself.

Another strange thing about this whole situation is that Mr. George W. Schusler, the Superintendent Engineer of the Bureau of Sanitation in the Department of Health, was, as we are informed, employed by Director Moyer at the instance and suggestion of your own body. Whether this suggestion emanated from Mr. McArdle alone, or the entire Council, we do not know, but Mr. Schusler was a former employee of the Decarie Incinerator Corporation, eminently qualified to write the speci-

fications and to advise Dr. Moyer as to what action he should take under the bids. As Judge Patterson found, the city officials did everything in their power to obtain information necessary to an intelligent opinion and decision, and to this end, the Mayor himself, Dr. Moyer and Mr. Schusler visited between thirty to forty plants, including all of those whose types were bid upon, and in cities throughout the entire eastern part of the country in order to obtain this information. Now, one would have supposed that Mr. Schusler would naturally prefer the Decarie plant, but he testified in these trials to the saving of \$28,000 per year which would be effected by the Hiler-Koppers incinerator over that of any other, and he unqualifiedly stated that in his opinion it was the best incinerator plant which had ever been offered to any municipality.

We are not informed as to whether Mr. McArdle before sponsoring this present ordinance endeavored to consult Judge Patterson as to what he had found or whether he read the records in these cases to learn what had been presented before the court. Certainly Judge Patterson would not have told him in advance what his decision was going to be, for there is no Judge more meticulously careful about the proprieties of his position, or more zealous in guarding the dignity and honor of his office. We assume, therefore, that it is merely a coincidence that Mr. McArdle should have introduced his resolution on January 28th, the day before Judge Patterson handed down his decision sustaining the award and the action of the city officials in every particular. It is an embarrassing coincidence, however, for Mr. McArdle in view of the fact that the effect of his resolution, if adopted, would be to attempt to nullify and ignore the effect of everything said and done by Judge Patterson's decision, against the interest of my clients and in favor of the Decarie Incinerator Corporation.

It would seem also that an explanation is in order from Mr. McArdle as to why, if the cost of the North Side incinerator is to be reduced from \$550,000, as originally authorized, to \$410,000, this matter was not discovered until after the waste of all time, effort and public money involved in the trial

of these cases, in the issuance and advertising of the original specifications and in all other respects in which expenditure of time and effort of city officials has been involved, when it could have been known a long time ago. The City Council has had this matter of the incineration of refuse before it ever since it compelled the American Reduction Company by litigation to refund alleged overcharges of approximately \$1,000,000, which it did by settling the case for the sum of approximately \$600,000. That was several years ago. Precise and detailed consideration has been given this matter by your Honorable Body during the election campaign, when some of the members of this Body heartily espoused the method of incineration instead of the present expensive private contract method of disposal. You must have known that the average cost of these incinerators, as was testified in the litigation above discussed, has almost uniformly been \$1,000 per rated ton of capacity, which, in the case of the North Side plant would be approximately \$600,000, and if that should not be correct, you should not have consulted Mr. Schusler, whose specialized experience you recognized, when you recommended him to Dr. Moyer with this very matter in mind.

We submit to you that it is unthinkable that this matter should, at this late date, be once more opened up at the expense of losing further time under the present expensive disposal contract and in the incurring of additional cost, the possibility of further litigation and all the attendant expense which will be piled upon the taxpayers of this community, which, for the reasons outlined, must necessarily result if you adopt as an ordinance Mr. McArdle's proposed bill. We further submit that obstructionist tactics of the type of which this is an exemplification, is not in any sense in the interest of the taxpaying public, and we think that this matter should be allowed to take its course of orderly determination by judicial process in the manner in which it has been begun, and that the gross impropriety of attempting to interfere with that course, which this ordinance represents, should not for one moment be tolerated, as we do not think it will

be tolerated, by the other members of your Honorable Body.

In conclusion, and in thanking you for the very courteous hearing which you have accorded us, may we say that only one of two possible conclusions may be reached in connection with Mr. McArdle's activity in sponsoring this bill. Either he is grossly incompetent and totally lacking in any appreciation of his duties to the public trust he holds in the interest of saving money for the people of this community, or he is interested in the Decarie Incinerator Corporation, or in someone else who hopes or expects to derive personal benefit or advantage from that source if it should receive the contract for this North Side incinerator. We prefer to believe that Mr. McArdle as a public servant is a total failure and is grossly incompetent, but whatever conclusion you may see fit to draw, this body cannot afford to stultify itself and impede an important piece of public work for reasons totally un-

justifiable by adopting a resolution which is not only subject to that criticism, but the criticism of the gross and improper interference with the processes of a judicial tribunal set up by the Constitution of Pennsylvania for the purpose of deciding just such questions, a tribunal before which all relevant issues have been fully and exhaustively presented, investigated and decided with ability and meticulous care in an opinion which, we submit, is unassailable and which, if it ever reaches the appellate courts, will be so held. We recommend to your consideration a thorough study of the opinion and the other documents herein referred to, and if that is made, we submit that this resolution will promptly die the ignominious death which it deserves.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, February 18, 1935.

No. 8.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, February 18, 1935.

Council met.

Present:—Messrs.

Anderson Magee

Demmler McArdle

Gallagher Soost

Huston Garland (Pres't)

Kane

PRESENTATIONS

Mr. Anderson presented

No. 2792. Report of the Department of Public Health submitting names of builders and locations of incinerator plants visited by representatives of the department, as requested by William R. Scott; and also names of plants they refused to visit.

Also

No. 2793. Report of the Department of Public Health on Bill No. 2791, Communication from B. F. Shaughnessy protesting against municipal incinerator award.

Which were read and referred to the Committee on Finance.

Mr. Demmler presented

No. 2794. Resolution authorizing and directing the City Controller to transfer and set aside the sum of \$4,000.00 from Code Account No. 42, Contingent Fund: \$2,000.00 for use of the Bureau of Recreation for administration purposes in the celebration of the Greater Pittsburgh All Nations Independence Day for the year 1935, and \$2,000.00 for the use of the Bureau of Parks for the erection of a permanent stage at Flag Staff Hill, Schenley Park, for use during this and other celebrations, and authorizing the issuance of warrants in payment of said expenses, upon the certification by the proper officials of the respective organizations to the Bureau of Recreation and the Bureau of Parks of the expenses incurred by them, and upon approval of the same by the superintendents of the respective Bureaus and the Director of the Department of Public Works.

Which was read and referred to the Committee on Finance.

Also

No. 2795. An Ordinance vacating a portion of Saw Mill Run boulevard, in the 29th Ward of the City of Pittsburgh, from the former dividing line between Overbrook and Carrick Boroughs to the northeasterly line of the plan of "Oakleigh".

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2796. Petition for construction of a sidewalk on the northeastern side of West Prospect avenue.

from Arbordale street to the Ingram Borough line.

Which was read and referred to the Committee on Public Works.

Mr. Huston presented

No. 2797. Communication from Wesley and Otto L. Wissmann offering to erect houses on lots No. 204 and No. 212 Stranahan street, Homewood (East End Terrace), provided City taxes and paving liens against the property are exonerated.

Which was read and referred to the Committee on Finance.

Mr. Kane presented

No. 2798. Resolution authorizing and directing the Director of the Department of Public Works to request cancellation of permits and extensions thereof issued in 1930 by the United States War Department and the Water Power and Resources Board of the Commonwealth of Pennsylvania for the construction of a river and rail terminal on the left shore of the Monongahela river near Hays Station.

Also

No. 2799. Petition for the grading, paving and curbing of Fair Oaks street, from Bennington street to Inverness street.

Also

No. 2800. An Ordinance authorizing and directing the grading, paving and curbing of Fair Oaks street, from Inverness avenue to Bennington avenue, including, as may be necessary, the grading of approaches on streets affected thereby, and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Also

No. 2801. An Ordinance authorizing and directing the grading, paving and curbing of Elrod way, from Lemington avenue to Joshua street, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or

contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Also

No. 2802. An Ordinance authorizing and directing the grading, paving and curbing of Ruxton street, from Haberman avenue to Estella avenue, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 2803. Communication from L. W. Monteverde, President, Pennsylvania Real Estate Association, asking the City of Pittsburgh to endorse House Bill No. 253, providing for the collection of delinquent real estate taxes for years prior to 1935 by installments and for a discount for prompt payment of such taxes provided current taxes are paid when due.

Also

No. 2804. Resolution authorizing and directing the City Controller to transfer the sum of \$935.00 from Code Account 122-22, Unimproved Streets, to Code Account No. 122-23, Playgrounds, Department of Public Works.

Also

No. 2805. Resolution authorizing and directing the Director of the Department of Public Works to give to George Kress, former standholder at North Side Market, a receipt in full for delinquency of \$80.50, in return for equipment belonging to him which was confiscated by the Clerk of the Market when he left the said Market owing the City rent in said amount, and to

remove said delinquent charge from the books.

Also

No. 2806. An Ordinance appropriating and setting aside certain sums, amounting in the aggregate to Fifty-four Thousand Six Hundred (\$54,600.00) Dollars, from Bond Fund No. 293, Street Improvement Bonds, 1928, for the payment of engineering expenses incurred by the Department of Public Works in carrying out various projects for which the costs there-of are properly chargeable against said bond fund.

Also

No. 2807. An Ordinance authorizing the issuing of warrants for salaries and wages for employees who were formerly under the North Side Playground Association and since transferred to the Bureau of Recreation.

Also

No. 2808. Resolution authorizing the Collector of Delinquent Taxes to accept, in full payment of claim against property of Benjamin Kann, purchased from Ferdinand N. Strause, on East End avenue, the face amount of the City taxes for the year 1924 amounting to \$151.20, with interest at 4%, and charging the cost to the City, and repealing Resolution No. 237, approved December 6, 1934.

Also

No. 2809. Resolution authorizing the issuing of a warrant in favor of Agnes Strittmather, 50 Steuben street, City, in the sum of \$1200.00, in full settlement of her claim against the City of Pittsburgh for personal injuries sustained on September 9, 1934, on Planet street steps, and charging the same to Code Account No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Mr. Soost presented

No. 2810. Resolution authorizing the issuing of a warrant in favor of Pauline Colker in the sum of \$600.00, refunding amount of rent paid on lease of City property located at the corner of the Boulevard of the Allies and Ward street, on which she proposed to

erect a gasoline station, which property was not used because of litigation, and charging the same to Appropriation No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 2811. Communication from the Budget Controller relative to claim of Mrs. Emily Ress for injuries received at the Tuberculosis Hospital, Leech Farm, while employed there as a maid.

Also

No. 2812. Communication from William Kirkpatrick, 503 Melrose avenue, Ambridge, Pa., offering to pay \$100.00 a month for the use of the second floor of the South Side Market House for a recreation and amusement hall.

Also

No. 2813. Communication from Rebekah Home of Western Pennsylvania, I. O. O. F., 3515 McClure avenue, N. S., requesting that water be furnished at rate charged charitable institutions.

Also

No. 2814. Communication from Fallert Studios of Photography relative to the police photographic department furnishing pictures to principals involved in accidents.

Which were severally read and referred to the Committee on Finance.

Also

No. 2815. Communication from George M. Cote, Blawnox, Pa., relative to sewerage system to clean the rivers.

Also

No. 2816. Communication from Harry Cunningham, 1218 Barton street, 28th Ward, relative to path along Noblestown road, between Obey avenue and Stratmore avenue.

Also

No. 2817. Communication from H. E. Patton, Principal, Schools in the 28th Ward, attaching letter from the Windgap Civic Club, requesting cinders on Chartiers avenue extension through to Chartiers City, for the use of school children.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2818. Communication from Phillip Schmidt, Anthony Sankovic and John Revak, relative to their arrest on February 5, 1935, by Joseph Lavery.

Also

No. 2819. Communication from J. A. Rattigan complaining of blocking traffic by trucks loading and unloading at chain stores on Shiloh street.

Which were read and referred to the Committee on Public Safety.

Also

No. 2820. Communication from George E. Moorhouse requesting permission to show his drawings of street railway system, eliminating street cars from downtown streets.

Also

No. 2821. Report of Law Department to Mayor and Council in re Special Investigation of South Pittsburgh Water Company and Duquesne Light Company.

Which were read and referred to the Committee on Public Service and Surveys.

REPORTS OF COMMITTEES

Mr. McArdle presented

No. 2822. Report of the Committee on Finance for February 13th, 1935, transmitting sundry ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2735. An Ordinance entitled, "An Ordinance amending Section 1 and the title of an ordinance entitled, 'An Ordinance appropriating from the proceeds of the sale of bonds known as Mayview City Home and Hospital Improvement Bonds 1934, Series "A", the sum of \$3,000.00, and from the proceeds of the sale of bonds known as Mayview City Home and Hospital Improvement Bonds 1934 Series "B", the sum of \$2,000.00 for the payment of the cost of printing, engineering supplies and incidental expenses in connection with the improve-

ments at Mayview City Home and Hospital,' approved November 22, 1934."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2736. An Ordinance entitled, "An Ordinance amending Section 1 of an ordinance entitled, 'An Ordinance making an appropriation for the purpose of providing funds for the payment of salaries for Architectural expenses for construction and repairs to buildings at the City Home and Hospital at Mayview,' approved November 3, 1934."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2749. An Ordinance entitled, "An Ordinance setting aside and appropriating the sum of \$102,108.59 from Bond Fund 122, General Improvement Bonds 1934, for the purpose of providing funds for the payment of balance due the Duquesne Light Company for construction of Brilliant Pumping Station."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2752. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into leases with C. C. McKallip Company, Fidelity Trust Company, Cambridge Realty Company, Earl B. Burke, Lloyd Real Estate Company, George Brothers, Grugan and Lascher, Reliance Realty Company and the Board of Extension-United Presbyterian Church of America, for the

rent of buildings to be used by the Allegheny County Emergency Relief Board for the year 1935, and providing for the leasing of additional quarters should any change in location be required and for the payment thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2754. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into a lease with the Ninth Ward Democratic Club for the premises known as old No. 5 Police Station, situate in the Ninth Ward of the City of Pittsburgh, and fixing the terms and rental thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2695. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from the heir or heirs of Cecelia Weber a certain lot or piece of ground situate in the Sixteenth ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, and providing for the payment of same."

In Finance Committee, Feb. 13, 1935. Read and amended in Section 2 by inserting in blank space the words "Seventeen hundred fifty and no/100 (\$1750.00) dollars," and after the words "Code Account No." the words "42, Contingent Fund," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2747. An Ordinance entitled, "An Ordinance amending Section 2 of an ordinance entitled, 'An Ordinance to carry into effect in the City of Pittsburgh an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, 1901; referring to the qualifications and appointments of the City Recorder; establishing the Departments of Public Safety, Public Works, Collector of Delinquent Taxes, Assessors, City Treasurer, City Controller, Law, Charities and Correction, Sinking Fund Commission; creating and fixing Bureaus and the titles thereof, and subordinate officers and offices; prescribing the mode of their election or appointment; defining the duties and powers of such; fixing the amount of bonds to be given, and allotting the various Bureaus and other officers to the proper Departments,' approved January 7, 1902."

In Finance Committee, February 13, 1935, Bill read and amended in Section 2 by striking out the words "one year" and by inserting in lieu thereof the words "two years," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Noes:—Messrs.

Demmler Magee

Ayes 7. Noes 2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2783. Resolution authorizing and directing the City Treasurer to receive and receipt for taxes on increased assessment at 2% discount, only when the tax on the original assessment has been paid at discount.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland, (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2621. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant to the Batavia Times Publishing Company in the sum of \$903.38, for the cost of printing briefs and records in cases involving the City of Pittsburgh appealed to the Superior and Supreme Courts in 1934."

In Finance Committee, February 13, 1935, Bill read and amended in Section one and in the title by striking out the amount "\$903.38" and by inserting in lieu thereof the amount "\$736.38", and by adding a new section, to be

known as "Section 2", as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Kane presented

No. 2823. Report of the Committee on Public Works for February 13, 1935, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1817. An Ordinance entitled, "An Ordinance amending an ordinance entitled, 'An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered.

and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals, and imposing penalties,' approved August 9, 1923, by changing the Zone Map, Sheet Z-N 10-0, so as to change from an 'A' Residence Use District, to a Commercial Use District, all that certain property at the north-easterly corner of Allegheny and Ridge avenues, having a frontage of 143 feet on Allegheny avenue and 51.83 feet on Ridge avenue."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2364. An Ordinance entitled, "An Ordinance amending an ordinance entitled, 'An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses, and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals, and imposing penalties,'

approved August 9, 1923, by changing the Zone Map, Sheet Z-O-O, so as to change from a 'B' Residence Use and Second Area District to a Commercial Use and Third Area District, all that certain property fronting on the southerly side of Warrington avenue West between Laverne and Montooth streets, preserving a uniform depth of 90 feet."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2690. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Said street, private property of the Cleveland and Pittsburgh Railroad Company and Preble avenue, from the existing sewer on Westmar street at Said street to the existing sewer crossing Preble avenue north of Island avenue, including as may be necessary the excavation of exploratory test holes, and authorizing the setting aside of the sum of Four thousand (\$4,000.00) dollars from Code Account 1554-E, Sewer Repair Schedule, for the payment of the cost thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2740. An Ordinance entitled, "An Ordinance authorizing the execution of an Agreement with the Pennsylvania Railroad Company for a license for a 30" diameter sewer across the right of way of said Railroad Company opposite the intersection of Lyric street and Montezuma street, in the Twelfth ward of the City of Pittsburgh, Pennsylvania."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2741. An Ordinance entitled, "An Ordinance authorizing the execution of an Agreement with the Pittsburgh and West Virginia Railway Company for a license for an 8" diameter sewer across the right of way of said Railway at a point opposite Timberland avenue, in the Nineteenth ward of the City of Pittsburgh, Pennsylvania."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2742. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for re-sheeting and painting the Asphalt Plant at Dallas avenue, and providing for the payment of the cost thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gillagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 2824. Report of the Committee on Public Service and Surveys for February 13, 1935, transmitting a communication to council.

Which was read, received and filed.

Also, with a negative recommendation,

Bill No. 2789. Communication from the Mayor appointing Ludwig Kaufman as a member of the Traction Conference Board in place of Charles A. Finley, removed.

Which was read.

Mr. Magee stated

That there was nothing to do about it, but to lay the communication on the table, in face of the decision of the Supreme Court.

Mr. Kane stated

It would be a good idea to get a copy of the Court's opinion.

Mr. Magee moved

That the communication be laid on the table and that a conference be arranged with the City Solicitor.

Which motion prevailed.

Mr. Magee presented

No. 2825. Report of the Committee on Parks and Libraries for February 13, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2745. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of three (3) Park Special Mowers with appurtenances for the Bureau of Parks, and providing for the payment thereof."

Which was read.

Mr. Magee moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Soost presented

No. 2826. Report of the Committee on Public Safety for February 13, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2700. An Ordinance entitled, "An Ordinance supplementing Section 1 of Ordinance No. 721, Series 1928, entitled, 'An Ordinance designating certain streets and parts of streets in the City of Pittsburgh as Through Traffic Streets, providing regulations in connection therewith, conferring certain powers upon the Bureau of Traffic Planning, and providing penalties for the violation thereof,' approved November 9, 1928, by adding to the list of streets named therein, Bennett street, beginning with the westerly side of Dallas avenue and ending with Frankstown avenue at its east-

erly intersection with Bennett street, and Frankstown avenue, beginning with its easterly intersection with Bennett street and ending with the City Line."

Which was read.

Mr. Soost moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 2827. Report of the Committee on Public Welfare for February 13, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2737. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Hospital Record Room Equipment, Furniture and Fixtures and Fire Hose, Reducers and Nozzles for the Pittsburgh City Home and Hospitals at Mayview, Pa., and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 2828 City of Pittsburgh,
Office of the Mayor,
February 18, 1935.

To the President and Members of
City Council.
Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, William Lando, 3047 Center avenue, as a member of the Transit Commission to fill the unexpired term of W. M. Jacoby, resigned, and would ask for an immediate confirmation of the same.

Respectfully yours.

WM. N. McNAIR,
Mayor.

Which was read.

Mr. Magee moved

That the communication be referred to the Committee on Public Service and Surveys, and that the Clerk ascertain if Mr. Jacoby did resign.

Which motion prevailed.

The Chair also presented

No. 2829. City of Pittsburgh,
Office of the Mayor,
February 14, 1935.

To the City Council:—

I am returning Bill No. 2419, without my signature, for the reason that this work should be done by the Department of Public Works.

WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Also

Bill No. 2419. An Ordinance entitled, "An Ordinance creating certain temporary positions in the Department of City Planning, for the calendar year 1935, fixing the rate of compensation therefor, and providing for the payment of salaries therefor."

In Council, February 4, 1935, Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

Mr. Anderson, at this time, presented No. 2830. Anonymous Communication complaining of conditions at the Homewood Comfort Station.

Which was read, received and filed.

Mr. Anderson moved

That a copy of the communication be sent to the Department of Public Works with the request that the conditions complained of be remedied.

Which motion prevailed.

Mr. McArdle moved

That the Clerk be instructed to return the check for \$150.00 to Otto Heil, which was deposited by Mr. Heil to cover advertising costs on the ordinance amending Zoning Ordinance relating to property at southwesterly intersection of Kleber street and Brighton road, Bill No. 1062. Mr. Heil to be notified, in the event Council should reconsider its action and pass the bill, he will be required to pay the \$150.00 for advertising.

Which motion prevailed.

Mr. Gallagher moved

That the Minutes of Council of Monday, February 11th, and Wednesday, February 13, 1935, be approved.

Which motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, February 25, 1935.

No. 9.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, February 25, 1935.

Council met.

Present:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

PRESENTATIONS.

Mr. Anderson presented

No. 2831. Report of the Department of Public Health showing amount of rubbish and garbage collected during the month of January, 1935.

Also

No. 2832. Report of the Department of Public Health on the condition of the Children's Cottage, used for school and dining purposes, at Tuberculosis Hospital, Leech Farm,

and requesting permission to have it razed.

Which were read and referred to the Committee on Health and Sanitation.

Mr. Demmler presented

No. 2833. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, by adding items (3-A) and (15-A) to Section 7, "Commercial District", by making certain changes in the area district regulations, and by conferring additional powers upon the Board of Adjustment.

Which was read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 2834. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of One (1) Used Mining Machine for the Pittsburgh City Home and Hospitals at Mayview, Pa., and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Also

No. 2835. Communication from South Side Market Association requesting that comfort stations in the South

Side Market House remain open on Saturday evenings until 10 o'clock.

Which was read and referred to the Committee on Public Works.

Mr. Kane presented

No. 2836. Resolution authorizing the issuing of a warrant in favor of John Litzinger in the sum of \$62.50, for repairs to automobile damaged by reason of a collision with City Fire Truck from No. 26 Engine House on January 14, 1935, at Wylie avenue and Watt street, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 2837. Petition of the Civic Club of the Lincoln Avenue District for the establishment of a golf course and park in the Twelfth ward of the City of Pittsburgh.

Which were read and referred to the Committee on Finance.

Mr. McArdle presented

No. 2838. Resolution authorizing the City Solicitor to make settlement of certain litigation involving the opening of Black street, between N. Euclid avenue and N. Beatty street, in the Eleventh ward, City of Pittsburgh, and authorizing the issuing of a warrant in favor of the Bank of Millvale for \$827.79, being the amount paid to the City on July 11, 1933, out of the proceeds collected from the Sheriff on execution at No. 765 April Term, 1933, at which number and term the property of Mary Keilhocker was foreclosed by the said Bank, and a warrant in favor of the Home Building & Loan Association of Pittsburgh for \$306.16, being the amount paid to the City on November 18, 1921, in payment of the assessment by the Board of Viewers against Jacob Greenblatt and Sarah Greenblatt, his wife, said payment having been made to perfect title on conveyance by the owners of said property to prevent foreclosure on mortgage, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 2839. Resolution authorizing the issuing of a warrant in favor of Grace Borden and Raymond Borden, her husband, 2603 Burham street, City, in the sum of \$250.00, in full settlement of their claim against the City of Pitts-

burgh for personal injuries sustained by Mrs. Borden on December 13, 1934, on Barry street steps, City, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 2840. An Ordinance creating certain temporary positions in the Department of Public Safety, Bureau of Building Inspection, for the calendar year 1935, fixing the rate of compensation therefor, and providing for the payment of salaries thereof.

Also

No. 2841. Resolution authorizing and directing the City Controller to make the following transfer of funds within the code accounts of the Bureau of Highways and Sewers, Department of Public Works:

FROM

No. 1621, Wages, January to March, Cleaning Highways,	\$3,500.00
---	------------

No. 1636, Wages, January to March, Cleaning & Repairing Sewers and Sewer Drops,	1,200.00
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TO

No. 1630, Wages, January to March, Repairing Highways,	\$4,700.00
--	------------

Also

No. 2842. An Ordinance amending and supplementing Section 82, Department of Public Works, of Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof", approved January 2nd, 1935.

Also

No. 2843. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Code Account No. 42, Contingent Fund, to the following code accounts in the Bureau of Parks:

Code Account No. 1798½, Salaries,	\$1,800.00
Code Account No. 1799½, Miscellaneous Services,	800.00
Code Account No. 1800½, Supplies,	400.00
	\$3,000.00

Also

No. 2844. An Ordinance requiring a license for any baseball or football game to be played on Sunday, between the hours of 2:00 o'clock post meridian and 6:00 o'clock post meridian, fixing the fee thereof, and providing for a penalty for the violation of the provisions of this ordinance.

Also

No. 2845. Resolution authorizing and directing the Collector of Delinquent Taxes to strike off from his account the sum of \$125.00 and all interest, penalties and costs levied against property of William H. Whitman, corner Frankstown avenue and Continental street, 12th Ward, for the additional land value for the year 1929, and to satisfy the lien filed at D. T. D. No. 1584 January Term, 1933, and charging the costs thereon to the City of Pittsburgh.

Also

No. 2846. Report of the City Treasurer's Office enclosing statement of delinquent taxes collected, also amounts collected from street and sewer assessments for the period Feb. 1st to 14th, 1935.

Which were severally read and referred to the Committee on Finance.

Mr. Soost presented

No. 2847. Resolution requesting the Housing Division of the Federal Emergency Administration of Public Works to assign a representative to Pittsburgh for the purpose of organizing the Housing Advisory Committee, directing the work and assisting the various organizations, public and private, in assembling data preliminary to securing final approval by the Emergency Administration of Public Works of one or more housing projects to be located in the Pittsburgh vicinity, and providing that copies hereof be sent to Harold Ickes, Secretary of the Interior, and Horatio B. Hackett, Director, Housing Division, Federal Emergency Administration of Public Works.

Which was read and referred to the Committee on Finance.

Also

No. 2848. An Ordinance regulating signs, barber poles, marquisés,

awnings and canopies; providing for the inspection thereof; providing for the issuing of erection permits and maintenance licenses therefor; fixing fees for said permits and licenses, and providing penalties for the violation of the provisions of this ordinance.

Which was read and referred to the Committee on Public Safety.

The Chair presented

No. 2849. Communication from Grafton Duvall requesting hearing on Bill No. 2794, Resolution setting aside \$4000 for Greater Pittsburgh All Nations Independence Day Festival Celebration during 1935.

Also

No. 2850. Report of the Department of Law on Contract dated March 25, 1925, between the City of Pittsburgh and the Pennsylvania Railroad relative to reconstruction of the Company's passenger terminal and extension and relocation of its track system and approaches to the station and the vicinity thereof.

Also

No. 2851. Communication from C. C. Hamilton, who represents the Ralph M. Cuthbertson estate, offering 18 of the 54 lots owned by them on Webster avenue and Blessing street, 5th Ward, in payment for street improvement claims and unpaid taxes.

Also

No. 2852. Communication from C. C. Hamilton, representing W. A. Roberts estate and H. R. Roberts, owners of property adjoining playground on Blair street, 15th Ward, offering this property in lieu of cash at a price to be agreed upon as a compromise settlement for taxes due on this and other property owned by them and asking for a hearing.

Also

No. 2853. Communication from employees of the Bureau of Electricity relative to the cost of telephones which they must maintain in their homes for city business.

Which were severally read and referred to the Committee on Finance.

Also

No. 2854. Communication from

A. W. Jenkins relative to assessment of property at 5218 Gertrude street, 15th Ward.

Also

No. 2855. Communication from Anna H. Fortenbacher, 16 Perrylea place, N. S., relative to dangerous condition created by lack of protection at Brashear reservoir and old quarry near the reservoir.

Also

No. 2856. Communication from Mrs. Edward A. Collett, 134 Mohawk street, relative to notice to sewer property at above address.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2857. RESOLUTION requiring Manufacturers Light and Heat Company, Equitable Gas Company, Duquesne Light Company, Bell Telephone Company of Pennsylvania, South Pittsburgh Water Company, Pittsburgh Railways Company and Pittsburgh & West Virginia Railway Company to relocate, reconnect and readjust, at their own expense, their respective plants and facilities at the site of the grade separation and plaza to be constructed by Allegheny County Authority at the intersection of West Liberty avenue and Saw Mill Run boulevard as provided in Section 5 of Ordinance Number 304, Series 1934, recorded in Ordinance Book Volume 46, Page 202, being an Ordinance evidencing the consent of the City of Pittsburgh to the entrance upon and use by Allegheny County Authority of certain portions of West Liberty avenue, Pioneer avenue and Saw Mill Run boulevard, etc.; defining the site of the grade separation and plaza; and providing for service hereof upon the corporations affected thereby.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2858. Communication from Leila A. Bond, Secretary, Advisory Committee on Municipal Hospitals, appointed by the Mayor, submitting copy of final report.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 2859. Communication from John Duggan, Jr., Attorney at Law, enclosing appeal of Lt. Thos. K. Snee in connection with his alleged forced retirement by Supt. of Police, Jacob F. Dörsey.

Which was read, received and filed.

Also

No. 2860. Communication from John Duggan, Jr., Attorney at Law, enclosing copy of appeal taken on behalf of John Showalter from a recent order of the Police Department demoting him from Lieutenant to Patrolman.

Which was read, received and filed.

Also

No. 2861. Communication from John Duggan, Jr., Attorney at Law, enclosing copy of notice to the Civil Service Commission in connection with the reduction in rank of Lieut. Harry J. Payne.

Which was read, received and filed.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 2862. Report of the Committee on Finance for February 19, 1935, transmitting two ordinances and several resolutions to council.

Which was read, received and filed.

Also

Bill No. 2807. An Ordinance entitled, "An Ordinance authorizing the issuing of warrants for salaries and wages for employees who were formerly under the North Side Playground Association and since transferred to the Bureau of Recreation."

In Finance Committee, Feb. 19, 1935, Bill read and ordered returned to council with an affirmative recommendation, subject to report from the Budget Controller.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time

Mr. McArdle presented

No. 2863. OFFICE OF THE
BUDGET CONTROLLER.
PITTSBURGH, PA.

February 21, 1935.

President and Members of Council,
City of Pittsburgh.
Gentlemen:—

Bill No. 2807. An Ordinance authorizing the issuing of warrants for salaries and wages for employes who were formerly under the North Side Playground Association.

Originally appropriation was set up in the North Side Playground for \$36,000.00 which was later transferred by ordinance to the Bureau of Recreation, code accounts indicated in the bill before you.

This ordinance provides payment for employes covering time they were employed by the North Side Playground Association and the date they were formally taken over on the regular payroll. Insofar as the money involved has been set up under the code accounts already indicated, we suggest an affirmative recommendation.

Yours very truly,

Edward A. Schofield,
Budget Controller.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2753. An Ordinance entitled, "An Ordinance amending and supplementing Section 46, Department of Public Works, of Ordinance No. 376,

entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved by the Mayor January 2nd, 1935."

In Finance Committee, Feb. 19, 1935, Bill read and amended in Section 1 by striking out the words "2 Photographer's Assistants, \$1,200.00 per annum, each," and by inserting in lieu thereof, the words "1 Photographer's Assistant, \$1,200.00 per annum; 1 Photographer's Assistant for period of six months, \$1,200.00 per annum," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2750. Resolution authorizing and directing the City Controller to transfer the sum of \$300.00 from Code Account 1270, Salaries, Reg-

ular Employees, to Code Account 1271, Miscellaneous Services, Bureau of Sanitation, for paying of street car fare.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2804. Resolution authorizing the City Controller to transfer the sum of \$335.00 from Code Account No. 122-22 to Code Account No. 122-23, for carrying out of certain Unemployment Relief work.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2805. Resolution authorizing the Director of the Department of Public Works to give George Kress a receipt in full for the delin-

quency of \$80.50, rent at North Side Market, and remove said delinquent rental from the books, by reason of the confiscation of certain equipment belonging to Mr. Kress by the Market Clerk.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2808. Resolution authorizing the Collector of Delinquent Taxes to accept in full payment of claim against property of Benjamin Kann purchased from Ferdinand N. Strause at corner of East End avenue and Cromwell street, 14th Ward, City, the face amount of the City taxes for the year 1924, amounting to \$151.20, together with interest at 4%, and charging the costs to the City, and repealing Resolution No. 237, approved December 6, 1934. Resolution Book. Vol. 8, page 494.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2809. Resolution authorizing the issuing of a warrant in favor of Agnes Strittmather, 50 Steuben street, City, in the sum of \$1200.00, in full settlement of her claim against the City of Pittsburgh for personal injuries sustained on Sept. 9, 1934, on Planet street steps, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2782. Resolution favoring H. B. No. 253, Bill calling for abatement of certain tax penalties and interest on delinquent taxes prior to year 1935, and providing for payment of such taxes in installments.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. McArdle arose and said:

Mr. President:—Referring to Bill No. 2782, approving the bill before the Legislature, I am not ready to vote approval of this bill. I want to direct the attention of the members of Council to a conversation I had last Saturday night with Mr. Monteverde in which he informed me that the bill before the Legislature has been amended in such a manner as to make it doubtful whether the original sponsors of the legislation would sponsor it in the amended form.

Mr. Kane arose and said:

Mr. President:—I also want to remark that Mr. Monteverde called me on the telephone after the Council affirmed the resolution in committee and informed me that he had talked with the County Commissioners and the Board of Public Education and they were not going along with the legislation now before the State Legislature. Mr. Criss of the School Board would agree to it, but after talking with the members of the School Board, they would not agree to it. In view of the statement made by Mr. McArdle and the further fact that the other two tax-levying bodies—the County Commissioners and the Board of Public Education are not agreeable to the legislation, Council should withhold its approval of the legislation until such time as it has received additional information on the amendments made in the bill.

Mr. Anderson moved

That the resolution be laid on the table for one week.

Which motion prevailed.

Mr. Kane presented

No. 2864. Report of the Committee on Public Works for February 19, 1935, transmitting two ordinances and a resolution to council.

Which was read, received and filed.

Also

Bill No. 2368. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the grading and regrading, paving and repaving, curbing and recurbing and otherwise improving

Watson street, from Stevenson street westerly, and authorizing the setting aside of the sum of Ten thousand (\$10,000.00) dollars from Code Account 1550-E, General Repaving, Division of Construction, Bureau of Engineering, for the payment of the costs thereof."

In Public Works Committee, Feb. 19, 1935, Read and returned to council with an affirmative recommendation, subject to waiver of damages being signed by Rieck-McJunkin Dairy Co.

Which was read.

Mr. Bonsall, City Solicitor, having been sent for, appeared before Council and said:

Mr. President:—In compliance with the motion adopted by the Committee on Public Works at its meeting last week instructing the City Solicitor to communicate with the officials of the Rieck-McJunkin Dairy Company and secure from them a waiver of damages by reason of change in grade of Watson street, between Magee and Stevenson streets, I wish to inform the members of Council that Mr. Burnett called on me and said that his Company would sign a waiver of damages indemnifying and saving the City of Pittsburgh from any costs, damages or expenses by reason of the change of grade of Watson street.

In addition, there are several other property owners from whom the City should secure waivers, and these cannot be obtained until such time as the City Engineering Department completes its surveys.

In the absence of this survey data being supplied the Law Department, and lack of time for the preparation of the necessary papers to be signed by the abutting property owners, it is impossible to comply with Council's request to submit the waivers today. I would, therefore, suggest that final action on the ordinance be postponed for at least one week, at which time we hope to have the waivers signed and be ready for submission to Council.

Mr. Kane moved

That the bill be laid on the table until a report is received from the Law Department.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 2800. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Fair Oaks street, from Inverness avenue to Bennington avenue, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2798. Resolution authorizing and directing the Director of the Department of Public Works to request the cancellation of the permits and extensions thereof granted for the construction and maintenance of the river and rail terminal at Hays station.

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Magee, at this time obtained leave, and presented

No. 2865. An Ordinance supplementing Section 24, Bureau of Infectious Diseases, Tuberculosis Hospital, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved January 2, 1935.

Which was read and referred to the Committee on Finance.

Mr. Kane presented

No. 2866. Report of the Department of Public Works showing contracts advertised February 8th and awarded February 16th, 1935.

Which was read, received and filed, and on motion of Mr. Kane, copy ordered furnished to each member.

Also

No. 2867. Resolution authorizing and directing the Director of the Department of Public Works to submit to Council a schedule of the public improvements to be included as work relief projects, together with estimates of cost and other data pertinent thereto, and empowering the President of Council to arrange a conference with the Governor and the Relief Administrator of the Commonwealth of Pennsylvania for the purpose of requesting them to make a direct grant to cover the entire cost of the proposed improvements needed in the City of Pittsburgh.

Which was read, and on motion of Mr. Kane, referred to the Committee on Finance.

Mr. Kane moved

That the Clerk submit a copy of the Police Commission report to the

Director of the Department of Public Safety and to the Superintendent of the Bureau of Police requesting them to report back to Council not later than Tuesday, March 5th, 1935, which of the many recommendations they will put into effect, or if they recommend a technical survey to further develop technical phases of police work.

Which motion prevailed.

Mr. Magee arose to a question of personal privilege, and said:

Mr. Chairman: I ask the privilege of entering on the record a protest against the theory of the law department in pursuing the remedy of the City and the consumers against the rates of the South Pittsburgh Water Company.

Both the Scully and the Bonsall administrations have founded their study of the subject upon a calculation of company costs made in 1929. This appears on pages 5 and 6 and Exhibits C and D of the report filed with the Committee of Service and Surveys on February 18, 1935. The Law Department advises a reparation complaint to recover "in excess of \$650,000" (p 6) "for the period from July 1, 1929, to December 31, 1933... showing apparent overpayments during that period of \$655,210.60" (p 5).

Two fundamental errors exist in this theory:

First: The public service company law provides for recovery for only two years preceding the date of complaint.

Second: The calculation for such recovery must be founded on the consumption, the expenses of operation and plant value during the period for which recovery is claimed. These items all change from year to year so that a calculation made six years ago based on data then probably a year or two old is practically valueless.

The false scent on which our two sets of legal advisers have been diverted has prevented councilmanic consideration of the main question, namely a reasonable rate for the future. Upon that it should take competent engineering advice to present value of plant, present operating expense and present consumption. In that connection the facts for the past two years as to the same items can be obtained as the true bases for reparation.

Finally I wish to add that the water bureau, although it has a very capable operating force, will not fill the engineering need except to a limited degree, because its engineers lack experience in the calculation of rates according to the technical principles developed by the commissions and the courts over many years of regulation.

I have been expressing these views in the committee for nearly a year. I now ask that I be permitted to place them in the record of the council.

The **Chair** stated

That, if there are no objections, the remarks will be printed in full in the record, and a copy sent to the Law Department.

And there being no objections, it was so ordered.

Mr. **Anderson** moved

That pursuant to Ordinance No. 30, enacted into a law February 13th, 1935, creating the position of Investigator in the Office of the City Clerk, the heads of departments and bureaus of the City of Pittsburgh and contractors actively engaged in business therewith, be and they are hereby requested to permit Benjamin B. Sklar, duly appointed by City Council to the position of Investigator, as aforesaid, free access to the offices and records of the several departments and bureaus of the City actively engaged in business for the City with outside contractors, and to permit the said Benjamin B. Sklar free access to and over facilities and properties of contractors actively engaged in business with the City of Pittsburgh, and the Clerk to send letters to the contractors over his signature so notifying them.

Which motion prevailed.

The **Chair** took up

Bill No. 2789. Communication from the Mayor appointing Ludwig Kaufmann as a member of the Traction Conference Board in place of Charles A. Finley, removed.

In Council, Feb. 18, 1935, Read and laid on table and conference to be arranged with the City Solicitor. (Conference held same day).

Which was read.

The **Chair** also presented

No. 2868. City of Pittsburgh,

Office of the Mayor,
February 21, 1935.

To the President and Members of
City Council.

Gentlemen:—

In view of the fact that you have taken no action on the appointment of Ludwig Kaufmann to the Traction Conference Board, which I consider tantamount to a rejection, I am withdrawing his name from further consideration of your Honorable Body.

Respectfully yours,

WM. N. McNAIR,
Mayor.

Which was read.

Mr. **McArdle** moved

That the communications (Bill No. 2789 and No. 2868) be received and filed.

Which motion prevailed

Mr. **Demmler** presented

Bill No. 2828. Communication from the Mayor appointing William Lando as a member of the Transit Commission to fill the vacancy caused by the resignation of W. M. Jacoby.

In Committee on Public Service and Surveys, February 19, 1935, Read and ordered returned to council for action.

Which was read, received and filed.

Mr. **Huston** presented

No. 2869. Resolved, That the appointment by the Mayor of William Lando as a member of the Transit Commission for the unexpired term of W. M. Jacoby, resigned, be and the same is hereby approved and confirmed.

Which was read.

Mr. **Huston** moved

The adoption of the resolution.

Upon which motion, the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of council being in the affirmative, the motion prevailed.

The **Chair** also presented
No. 2870. City of Pittsburgh.
Office of the Mayor.
February 18, 1935.

To the President and Members of
City Council.
Gentlemen:—

I have the honor to inform
you that I have appointed, subject to
your approval, F. C. Baur, 1030 Win-
terton street, as a police magistrate to
fill the vacancy caused by the removal
of Charles F. Papale, and would ask
for an immediate confirmation of the
same.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read.

Mr. **Magee** stated

That he did not know if Mr
Papale had been legally removed by
the Mayor.

Mr. **Gallagher** stated

That Mr. Papale had told him
that he (Mr. Papale) had received a
notice of dismissal from the Mayor.
and that he (Mr. Gallagher) would get
in communication with Mr. Papale and
ask him to so notify the committee.

And on motion of Mr. **Magee**, the
communication was referred to the
Committee on Public Safety.

The **Chair** also presented
No. 2871. City of Pittsburgh,

Office of the Mayor.
February 21, 1935.

To the President and Members of
City Council.
Gentlemen:—

I have the honor to inform you
that I have appointed, subject to your
approval, Stanley M. Carrington, 10
Beltzhoover avenue, to the position of
member of the Board of Adjustment
to fill the vacancy caused by the ex-
piration of the term of James A. Bortz.
and would ask for an immediate con-
firmation of the same.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read, and on motion of
Mr. **Magee**, referred to the Committee
on Finance, and the Clerk instructed
to prepare the proper resolution.

Mr. **Huston** moved

That the Minutes of Council
of Monday, February 18, 1935, be ap-
proved.

Which motion prevailed.

Mr. **Huston** moved

That the committee meetings
and hearings be held on Thursday,
February 28th, 1935.

Which motion prevailed.

And on motion of Mr. **Huston**

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, March 4, 1935

No. 10.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, March 4, 1935

Council met.

Present:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

PRESENTATIONS.

Mr. Demmler presented

No. 2872 An Ordinance fixing the width and position of the roadway and sidewalks, establishing and re-establishing the grade of Greenway drive, from Chartiers avenue to a point 98.06 feet west of the westerly line of Condor way.

Also

No. 2873. Report of the Traction Conference Board regarding status of the Pittsburgh Railways Company (Part No. 1.).

Also

No. 2874. Report of the Traction Conference Board regarding status of the Pittsburgh Railways Company (Part No. 2.).

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 2875. An Ordinance authorizing the issuance of warrants in payment for supplies furnished the Department of Public Welfare without previous authority of Law, by the Liberty Engraving Company—one map in the amount of \$4.20; by the Morris Knowles, Inc., blue prints in the amount of \$3.34; by the James H. Mathews & Company, 3942 Forbes street, two bronze rosettes in the amount of \$3.50; and by Kaufmann's Department Store, framing seven pictures and three maps in the amount of \$39.15.

Also

No. 2876. An Ordinance authorizing the issuance of a warrant in payment for services and work done for the Department of Public Welfare, without previous authority of Law, by Albert J. Freyvogel in the sum of \$1,529.20.

Which were read and referred to the Committee on Finance.

Also

No. 2877. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of China Ware for the Pittsburgh City Home & Hospitals at Mayview, Pa., and providing for the payment thereof.

Also

No. 2878. An Ordinance providing for the letting of a contract or contracts for Burials and Ambulance

Hire for the year 1935, for the Department of Public Welfare, City of Pittsburgh, and charging same to Code Account 1308, Quarantine Relief and Burials.

Which were read and referred to the Committee on Public Welfare.

Mr. Huston presented

No. 2879. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Four (4) Main-line Water Meters for the Bureau of Water and providing for the payment thereof.

Also

No. 2880. Communication from the Department of Public Works calling attention to House Bill No. 100, being an Act to preserve and improve the purity of the waters of the Commonwealth for the protection of public health, animal and aquatic life, etc.

Which were read and referred to the Committee on Filtration and Water.

Mr. Kane presented

No. 2881. Resolution authorizing a reduction in rental to \$200.00 for the period April 1st, 1934, to April 1st, 1935, on property owned by the City, located at 7711 Tioga street, and occupied by Brushton Lodge No. 1107, I. O. O. F., and providing that said rental shall be \$400.00 per year thereafter.

Which was read and referred to the Committee on Finance.

Also

No. 2882. An Ordinance opening Murdoch Street, in the 14th Ward of the City of Pittsburgh, from Northumberland street to Aylesboro avenue, fixing the width and position of the roadway and sidewalks, providing for sloping, parking, retaining walls and steps, re-establishing the grade thereof, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2883. An Ordinance widening Watson street, in the 1st Ward of the City of Pittsburgh, from Stevenson street to the westerly line of the Associate Congregation Plan of Lots at a point 230.26 feet west of Stevenson

street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2884. Petition for the grading and placing of cinders on Highridge street.

Also

No. 2885. Report of J. W. Paul, Consulting Engineer, on the Pittsburgh Coal Company in Overbrook Terrace Plan of Lots.

Which were severally read and referred to the Committee on Public Works.

Mr. Magee presented

No. 2886. An Ordinance fixing a charge of 50c per automotive car (with or without trailer) for twenty-four (24) hours or less for camping privileges in the Schenley Park Tourist Camp for the year 1935.

Which was read and referred to the Committee on Finance.

Also

No. 2887. WHEREAS, The Duquesne Light Company has indicated to the Public Service Commission its intention to reduce certain of its rates, the detailed announcement of which in the newspapers is not entirely clear; and,

WHEREAS, An inspection of the tariff and supplements thereto show three separate domestic lighting schedule known as "Rate A", "Rate B", and "Rate C", and many other schedules indicated as

"Rate D-W, General Service"

"Rate E. School and Municipal Services"

"Rate F. Wholesale Light and Power"

"Rate F-W. Wholesale Light and Power (Optional)"

"Rate G. Off-Peak Service"

"Rate H. Retail Light and Power (Optional)"

"Rate J. Street Railway Service"

"Rate K. Small General Service"

"Rate M. Emergency Municipal Service"

"Rate N. Continuous Service"
 "Rate R. Commercial Electric
 Vehicle Charging Rate"
 "Rate T. Street, Highway and
 Roadway Lighting"
 "Rate W. General Service"
 "Standard Terms and Condi-
 tions", and,

WHEREAS, Many of such rates are
 modified by riders containing numerous
 conditions and modifications:

- "No. 1-Direct Current Service
 (Applicable to Rates "K"
 and "W" only)"
- "No. 2-Untransformed Service
 at 4000 volts (Applicable to
 rate "W" only)"
- "No. 3-Untransformed Service
 at 22000 or 11000 volts (Ap-
 plicable to Rate "W" only)"
- "No. 4-Seasonal Service (Appli-
 cable to Rate "W" only)"
- "No. 5-Off-Peak Service (Ap-
 plicable to Rate "W" only)"
- "No. 6-Temporary Service (Ap-
 plicable to Rates "K" and
 "W" only)"
- "No. 7-Service to Schools,
 Churches, Hospitals, Charit-
 able Institutions and Muni-
 cipalities (Applicable to rates
 "K" and "W" only)"
- "No. 8-Summer Service (Appli-
 cable to Rate "W" only)"
- "No. 9-Extended Discount Peri-
 od for Certain Welfare or
 Relief Organizations (Appli-
 cable to Rates "A", "B", and
 "C" only)"
- "No. 10 - Municipal Off - Peak
 Water Service (Applicable to
 Rate "W" only)"; and,

WHEREAS, The tariff and supple-
 ments thereto of the Duquesne Light
 Company, constitute a volume of more
 than forty pages of printed matter
 setting forth the conditions of electric
 consumption in confusing technical
 language and in varying type sizes,
 whereby it is impossible for any of
 its consumers to understand without
 expert advice and instruction, and,

WHEREAS, The City Council and the
 public should be informed the true
 effect upon the public of the proposed
 rate reduction; Therefore, be it

RESOLVED, That the Duquesne
 Light Company be requested by the
 City Clerk to supply to the Council
 certain data, namely, the approximate

number of consumers in each class and
 sub-class as the same are classified in
 the said tariff and its supplements and
 that where the consumption of any in-
 dividual domestic consumer overlaps
 between two sub-classes, such con-
 sumer be included in the sub-class in
 which his consumption places him in
 the period of the year between October
 first and April thirtieth.

Which was read, received and filed.

Mr. McArdle presented

No. 2888. Resolution amending
 Resolution No. 20, approved February
 14th, designating the depositories for
 the deposit of money for the City of
 Pittsburgh for the year 1935, by ad-
 ding thereto the following:—

Peoples-Pittsburgh Trust Co., as
 the depository for the Collector
 of Delinquent Taxes;

Poter Titie & Trust Co., as the
 depository for Special and Trust
 Fund, and

Forbes National Bank, as an in-
 active depository.

Also

No. 2889. Resolution authoriz-
 ing and directing the City Controller
 to transfer the sum of \$1125.00 from
 Code Account No. 1256, Wages, Regular
 Employees, to Code Account No. 1100-1,
 Civil Service Commission.

Also

No. 2890. An Ordinance ac-
 cepting a deed from S. Belle Acker-
 mann and The Union Trust Company
 of Pittsburgh, Trustee under the will
 of Henry C. Frick, to the City of Pitts-
 burgh for certain real estate contig-
 uous to the real estate heretofore de-
 vised to the City of Pittsburgh for
 park purposes by Henry C. Frick.

Also

No. 2891. Communication from
 the City Treasurer submitting state-
 ment of collection of delinquent taxes
 for the period from February 15th to
 February 28, inclusive; also statement
 of accounts of the City Solicitor.

Also

No. 2892. Resolution authoriz-
 ing the issuing of a warrant in favor
 of Robert J. Walch, 5313 Browns Place,
 City, in the sum of \$200.00, in full set-
 tlement of his claim against the City

of Pittsburgh for personal injuries sustained September 30, 1934, on the 57th Street steps, City, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2893 Resolution authorizing the issuing of a warrant in favor of the Dravo-Doyle Company in the sum of \$103.15, in payment of damages to and replacement of lost parts on four portable air compressors used by the Civil Works Administration on City projects during the early part of 1934, and charging the same to Code Account 118-4, Water.

Also

No. 2894. Resolution authorizing the Director of the Department of Public Works to accept the proposal of Frank Vittor for furnishing an original plaster model for a drinking fountain to be installed in the several City parks, and appropriating and setting aside the sum of \$275.00 from Bond Fund No. 122 therefor, and authorizing the issuing of warrants drawn on said fund for the payment of said work.

Also

No. 2895. Resolution authorizing the issuing of warrants in favor of D. C. Anderson in the sum of \$5.00, et al., refunding 1935 vending machine license fees, and charging the same to Code Account _____.

Which were severally read and referred to the Committee on Finance.

Mr. Soost presented

No. 2896. An Ordinance authorizing and directing the proper officers of the City of Pittsburgh to purchase from P. J. Boylan certain property situated at Nos. 1549, 1551, 1553 Broadway in the 19th Ward of the City of Pittsburgh, and providing for the payment of the same.

Which was read and referred to the Committee on Finance.

Also

No. 2897. An Ordinance authorizing the issuance of warrants in payment for services rendered without previous authority of law, as follows:—

American Coat, Apron and Towel Supply Company in the sum of \$500.00; Signal Service Corporation in the sum of \$955.62; Bell Telephone Company in the sum of \$6,270.20; S. C. Hamilton in the sum of \$381.12.

Which was read and referred to the Committee on Public Safety.

The Chair presented

No. 2898. Communication from Joseph S. Merk protesting against the appropriation of \$250,000.00 for outdoor civic opera in Highland Park until certain residential districts of East Liberty have been provided with adequate sewerage facilities.

Also

No. 2899. Resolution authorizing and directing the City Controller to transfer the sum of \$400.00 to Code Account No. 60, Miscellaneous Services, and \$2,200.00 to Code Account No. 62, Equipment, Carnegie Free Library of Pittsburgh, from Code Account No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

Also

No. 2900. Communication from the Chamber of Commerce urging the completion of Saw Mill Run boulevard.

Also

No. 2901. Communication from C. H. Wolfe protesting against the amendment to the Zoning Ordinance permitting funeral homes in residential districts.

Also

No. 2902. Communication from the Chamber of Commerce of Pittsburgh protesting against the amendment to the Zoning Ordinance permitting funeral homes in residential districts.

Also

No. 2903. Communication from Collier Street Mission asking for additional street light in the vicinity of the mission at Collier street and Ferdinand way.

Also

No. 2904. Communication from the Sheraden Board of Trade relative to bridge on Chartiers avenue over the

Pennsylvania Railroad, 20th Ward, and attaching blueprints.

Also

No. 2905. Communication from St. Casimir's R. C. Church, South Side, relative to trouble with sewer on 22nd Street, between Sarah and Jane streets, and also sewer in Larkins way at 22nd Street.

Also

No. 2906. Communication from John Pagliaro, 1230 Adon street, 20th Ward, relative to the condition of Adon street.

Also

No. 2907. Communication from Edward H. Kennedy requesting that steps on Meyers street, between Paul and Lelia streets, be rebuilt to take the place of those torn away.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2908. Communication from Mercy Hospital Nurses' Alumnae Association thanking Council for action in acquiescing to request that local nurses be employed at the City Home and Hospitals at Mayview.

Which was read, received and filed.

Also

No. 2909. Communication from Pittsburgh Nurses' Alumnae Association thanking Council for the steps taken to ban employing nurses for the City Home and Hospitals at Mayview from outside the City.

Which was read, received and filed.

Also

No. 2910. Communication from the Alumnae Association, St. John's School of Nursing, thanking Council for the action taken in employing local nurses at the City Home and Hospital

at Mayview.

Which was read, received and filed.

Also

No. 2911. Communication from the Montefiore Hospital Nurses' Alumnae Association thanking Council for the action taken in behalf of local nurses being employed at the City Home and Hospital at Mayview.

Which was read, received and filed.

Also

No. 2912. Communication from the Pittsburgh Railways Company replying to complaint of the Beechview Civic Club relative to service on Line No. 42 (Beechview).

Which was read, received and filed.

Also

No. 2913.

Department of Assessors,
City of Pittsburgh.

February 18, 1935.

Hon. Wm. N. McNair, Mayor,

City of Pittsburgh.

Dear Sir:

In accordance with an Act providing for the classification of real estate for the purpose of taxation, and for the appointment of Assessors in cities of the second class, approved July 9, 1897, we herewith return to you the aggregate amount of the assessed valuation of land and buildings, in accordance with an ordinance entitled, "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year beginning January 1, 1935."

Respectfully submitted.

P. R. Williams

Thomas A. McMahon	Wm. Thomas
Joseph F. Atkinson	Harry I. Lutz
Charles L. Brinton	Hugo W. Moren
Peter R. DeMuth	Donnell D. Reed
Wm. B. Foster	Oscar C. Stoehr

ASSESSED VALUATION OF LAND AND BUILDINGS OF THE CITY OF PITTSBURGH, PA.

1935

Ward	Land Valuation	Building Valuation	Total Valuation	Land Tax	Building Tax	School Tax	TOTAL
First	\$ 63,216,160	\$31,483,000	\$ 94,699,160	\$1,302,256.31	\$324,274.97	\$1,065,371.14	\$2,691,902.42
Second	163,852,280	83,594,760	247,447,040	3,375,358.67	861,026.12	2,783,782.88	7,020,167.67
Third	8,323,780	8,722,700	17,046,480	171,475.19	89,843.96	191,780.98	453,100.13
Fourth	21,472,390	34,015,850	55,488,240	442,340.10	350,364.10	624,255.96	1,416,960.16
Fifth	6,986,170	15,339,600	22,325,770	143,924.77	157,998.59	251,179.09	553,102.45
Sixth	15,725,570	9,370,620	22,096,190	323,951.39	96,517.98	282,339.62	702,808.99
Seventh	19,162,850	25,748,150	44,911,000	394,759.56	265,206.43	505,259.04	1,165,225.03
Eighth	19,938,160	22,531,100	42,469,260	410,731.23	232,071.01	477,790.95	1,120,593.19
Ninth	6,596,350	7,925,940	14,522,290	135,890.55	81,637.79	163,383.77	380,912.11
Tenth	9,916,350	14,741,240	24,657,590	204,286.45	151,835.91	277,415.76	633,538.12
Eleventh	25,411,750	28,837,850	54,249,600	523,491.44	297,030.77	610,326.45	1,430,858.66
Twelfth	12,627,160	16,229,550	28,856,710	260,129.83	167,165.61	324,654.85	751,940.29
Thirteenth	9,610,100	18,054,650	27,664,750	197,977.21	185,963.82	311,245.96	695,186.99
Fourteenth	39,052,090	82,116,640	121,168,730	804,489.33	845,802.60	1,363,185.09	3,013,477.02
Fifteenth	12,668,700	19,247,690	31,916,390	260,987.41	198,252.15	359,080.49	818,320.05
Sixteenth	9,339,530	8,968,080	18,307,610	192,402.76	92,372.22	205,973.32	490,748.30
Seventeenth	12,195,780	7,995,100	20,190,880	251,239.40	82,349.96	227,156.70	560,746.06
Eighteenth	5,133,870	8,926,130	14,060,000	105,765.70	91,940.26	158,189.15	355,895.11
Nineteenth	19,809,340	33,714,040	53,523,380	408,089.12	347,257.78	602,176.19	1,357,523.09
Twentieth	6,713,360	11,533,570	18,246,930	138,305.68	118,797.71	205,299.69	462,403.08
Twenty-first	8,680,500	13,660,640	22,341,140	178,825.46	140,705.77	251,349.72	570,880.95
Twenty-second	22,278,880	15,687,950	37,966,830	458,948.45	161,586.45	427,134.15	1,047,669.05
Twenty-third	6,579,400	11,276,100	17,855,500	135,540.51	116,144.25	200,882.42	452,567.21
Twenty-fourth	3,649,680	6,481,950	10,131,630	75,189.60	66,765.16	113,989.92	255,944.68
Twenty-fifth	3,208,710	5,960,200	9,168,910	66,104.87	61,391.03	103,169.40	230,655.30
Twenty-sixth	5,921,540	15,983,720	21,905,260	121,994.51	164,634.60	246,455.20	533,084.31
Twenty-seventh	9,206,740	20,198,910	29,405,650	189,670.11	208,051.31	330,831.98	728,553.40
Twenty-eighth	3,425,790	5,200,800	8,626,590	70,577.27	53,569.21	97,062.06	221,208.54
Twenty-ninth	5,927,810	13,077,500	19,005,310	122,120.58	134,699.10	213,824.73	470,644.41
Thirtieth	1,939,780	6,214,650	8,154,430	39,962.36	64,011.41	91,744.03	195,717.80
Thirty-first	1,190,670	2,207,730	3,398,400	24,530.84	22,740.05	38,236.99	85,507.88
Thirty-second	2,604,320	4,672,800	7,277,120	53,653.13	48,130.64	81,875.71	183,659.48
TOTAL	\$562,365,560	\$609,719,210	\$1,172,084,770	\$11,584,969.82	\$6,280,138.72	\$13,186,393.39	\$31,051,501.93

Which was read, received and filed.

No. 2914. City of Pittsburgh.
Office of the Mayor,

February 21, 1935.

President and Members of City Council.
Gentlemen:—

I hereby notify you that it is my desire to remove Charles A. Finley from his position as Chairman of the Traction Conference Board. Mr. Finley was appointed to that office to represent and protect the interest of the taxpayers of the City of Pittsburgh. It is my belief that he has not done so, but, on the contrary, has been zealous in working against those interests and in protecting the Pittsburgh Railways Company.

Pursuant to the provisions of Section 7 of the Traction Conference Board Agreement, I request the consent of your Body to the removal of Mr. Finley.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read.

Also

No. 2915. Resolved, That Council gives its consent to the removal of Charles A. Finley by the Mayor, as Chairman and member of the Traction Conference Board, in accordance with the provisions of Section 7 of the Traction Conference Board Agreement.

Which was read.

And on motion of Mr. Magee, the communication and resolution were referred to the Committee on Public Service and Surveys.

Mr. Magee moved

That the Mayor be invited to attend the Public Service and Surveys committee meeting and give his reasons to-morrow afternoon at 4 o'clock.

Which motion prevailed.

The Chair also presented

No. 2916. City of Pittsburgh.
Office of the Mayor,

March 4, 1935.

To the President and Members of
City Council.
Gentlemen:—

In view of the fact that you have taken no action on the appointment of Leo Sattler to the position of member of the Board of Adjustment and as a member of the City Planning Commission, which I consider tanta-

mount to a rejection, I am withdrawing his name from further consideration of your Honorable Body.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

Also

No. 2917. City of Pittsburgh.
Office of the Mayor,

March 4, 1935.

To the President and Members of
City Council.
Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, Leonard Civill, 1113 Bluff street, as a member of the Board of Adjustment, to fill the vacancy caused by the removal of A. G. Holmes, and would ask for an immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, and on motion of Mr. Anderson, referred to the Committee on Finance.

Also

No. 2918. City of Pittsburgh.
Office of the Mayor,

March 4, 1935.

To the President and Members of
City Council.
Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, Leonard Civill, 1113 Bluff street, as a member of the City Planning Commission, to fill the vacancy caused by the removal of A. G. Holmes, and would ask for an immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, and on motion of Mr. Anderson, referred to the Committee on Finance.

Also

No. 2919. City of Pittsburgh.
Office of the Mayor,

March 4, 1935.

To the President and Members of
City Council.
Gentlemen:—

I have the honor to inform you that I have appointed, subject to your

approval, Peter V. Tkach, 2105 Sidney street, as a member of the Transit Commission to take the place of Edward A. Young, whose term has expired, and would ask for an immediate confirmation of the same.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read and referred to the Committee on Finance.

Also

No. 2920. City of Pittsburgh.
Office of the Mayor,
February 27, 1935.

To the President and Members of
City Council.
Gentlemen:—

I am returning herewith, with-
out my approval, Bill No. 2747, for the
following reasons:

1. This is too drastic a provision;
a moderate requirement is not object-
ionable.
2. Pittsburghers are employed in
other cities in many enterprises and
we should be willing to consider this
situation.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Also

Bill No. 2747. An Ordinance
entitled, "An Ordinance amending Sec-
tion 42 of an ordinance entitled, 'An
Ordinance to carry into effect in the
City of Pittsburgh an Act of Assembly
entitled, 'An Act for the government
of cities of the second class,' approved
the 7th day of March, 1901; referring
to the qualifications and appointments
of the City Recorder; establishing the
Departments of Public Safety, Public
Works, Collector of Delinquent Taxes,
Assessors, City Treasurer, City Con-
troller, Law, Charities and Correction,
and Sinking Fund Commission; creat-
ing and fixing bureaus and the titles
thereof, and subordinate officers and
offices; prescribing the mode of their
election or appointment; defining the
duties and powers of such; fixing the
amount of bonds to be given, and al-
lotting the various bureaus and other
officers to the proper departments.' ap-
proved January 7, 1902."

In Council, Feb. 18, 1935, Bill read,
committee amendment agreed to, rule
suspended, read a second and third

times and finally passed.

Which was read.

And on the question, "Shall the bill
become a law notwithstanding the ob-
jections of the Mayor?"

Mr. Kane arose and said:

Mr. President:— With respect
to this bill, I wish to state that the
ordinance in its original form specified
only one year. In committee I moved
to amend it to read two years, which
was agreed to. I regret that I did not
move to amend it to read six years.

In times like these, we have so many
of our citizens out of employment, and
we should protect them as much as
possible against outside employment.

The law is broad enough in that it
permits city officials to engage expert
advise if it is needed; and if the Mayor
and the department heads will submit
to Council the need for such expert
advice on any problems affecting any
of the city's activities when required,
the members of Council have vision
and are broadminded enough to ac-
quiesce in these requests. It is un-
necessary for department heads to
engage outside services, because there
is not an activity to my knowledge in
the City service—and that goes from
the Chief Executive to the common
laborer—that the people of Pittsb-
urgh cannot fill efficiently and capably. I
am, therefore, against the policy of
employing any person, regardless of
what the position is, who is not a resi-
dent of Pittsburgh.

And the question recurring, "Shall
the bill become a law notwithstanding
the objections of the Mayor?"

The ayes and noes were taken agree-
ably to law, and were:

Ayes:—Messrs.

Anderson	Magee
Gallagher	McArdle
Huston	Soost
Kane	Garland (Pres't)

Noes:—Mr. Demmler.

Ayes 8. Noes 1.

And there being two-thirds of the
votes of council in the affirmative, the
bill became a law notwithstanding the
objections of the Mayor.

The Chair took up

Bill No. 2368. An Ordinance
entitled, "An Ordinance authorizing
the Mayor and the Director of the De-
partment of Public Works to advertise

for proposals and to award a contract or contracts for the grading and re-grading, paving and repaving, curbing and recurbing and otherwise improving Watson street, from Stevenson street westerly, and authorizing the setting aside of the sum of Ten thousand (\$10,000.00) dollars from Code Account 1550-E, General Repaving, Division of Construction, Bureau of Engineering, for the payment of the costs thereof."

In Council, Feb. 25, 1935, Bill read and laid on the table until a report is received from the Law Department relative to waivers.

Which was read.

The Chair also presented

No. 2921. Department of Law,
February 28, 1935.

Committee on Public Works of Council.
Gentlemen:—

In re Bill No. 2368. An Ordinance authorizing the grading, regrading, paving, repaving, curbing and recurbing and otherwise improving Watson street from Stevenson street westwardly, I acknowledge receipt of your communication of February 20.

Within the past two or three days we have procured a tracing that enables us to approach the owners of property on the north side of the alley, called Watson street, with a view to inducing them to waive claims for damages by reason of the proposed widening. This widening takes 1,094 square feet, all on the north side, of which 371 square feet is owned by Judge Joseph Stadtfeld and 519 square feet is owned by the Estate of John Brown Heron. The last named died very recently. The remaining portion is owned by two different persons,—one 129 square feet and the other 75 square feet. Brick garages are upon their land and the line of the widened street cuts through these garages.

I am handing you herewith a tracing that exhibits the entire situation.

The property of the Brown Estate is assessed at nearly \$7.00 a square foot; it fronts on Fifth avenue. The property of Judge Stadtfeld is assessed at about \$3.00 a square foot; it flanks, as you will observe, upon this alley.

The Reick-McJunkin Dairy Company was active in attempting to assist us to procure waivers, but we have gone far enough to say that no waivers can be procured. Judge Stadtfeld did not

positively refuse but may as well have done so. We have talked to Mr. John Heron, one of the Executors of the Estate of John B. Heron, deceased, and he gave us to understand that they would not waive damages. It would be folly to see the owners of these garages.

The Reick-McJunkin Dairy Company refuse to indemnify the City against damage claims for the taking. We have done the best we could to induce them to do this. They claim they are large taxpayers, own one or two properties they are not using, and that they will not pay the damage claims. We have argued that they should, since this is a repaving and there can be practically no assessment for that portion that is an original paving, because nearly all of it will be used for sidewalk.

Respectfully,

Ward Bonsall,
City Solicitor.

Which was read.

And on motion of Mr. Kane, the bill was recommitted, and the communication referred, to the Committee on Public Works.

Mr. Kane (by request) presented

No. 2922. Report of Andrew G. Smith, Esq., Counsel for Traction Conference Board in matters of Public Relations, and ways and means for immediate improvement of street car service.

Which was read, received and filed.

Mr. Mager moved

That Council have a conference with the Traction Conference Board and with the City Transit Commission Engineer on Wednesday next at 3 P. M.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 2923. Report of the Committee on Finance for February 28, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2840. An Ordinance entitled, "An Ordinance creating certain temporary positions in the De-

partment of Public Safety, Bureau of Building Inspection, for the calendar year 1935, fixing the rate of compensation therefor, and providing for the payment of salaries thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2844. An Ordinance entitled, "An Ordinance requiring a license fee for any baseball or football game to be played on Sunday between the hours of 2 o'clock post meridian and 6 o'clock post meridian; fixing the fee thereof, and providing for a penalty for the violation of the provisions of this ordinance."

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2842. An Ordinance entitled, "An Ordinance amending and supplementing Section 82, Department of Public Works, of Ordinance No. 376, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	McArdle
Demmler	Soost
Magee	Garland (Pres't)

Noes:—Messrs.

Gallagher	Kane
Huston	

Ayes 6. Noes 3.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2839. Resolution authorizing the issuing of a warrant in favor of Grace Borden and Raymond Borden, her husband, 2603 Burham street, Pittsburgh, Pa., in the sum of \$250.00, in full settlement of their claim against the City for personal injuries sustained by Mrs. Borden on December 13, 1934, on Barry street steps, and charging same to Code Ac-

count No. 42, Contingent Fund.
Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2867. Resolution authorizing and directing the Director of the Department of Public Works to submit to Council a schedule of the public improvements to be included as work relief projects, together with estimates of cost and other data pertinent thereto, and empowering the President of Council to arrange a conference with the Governor and the Relief Administrator of the Commonwealth of Pennsylvania for the purpose of requesting them to make a direct grant to cover the entire cost of the proposed improvements needed in the City of Pittsburgh.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland, (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2847. Resolution requesting the Housing Division of the Federal Emergency Administration of Public Works to assign a representative to Pittsburgh for the purpose of organizing the Housing Advisory Committee, directing the work and assisting the various organizations, both public and private, in assembling the necessary data preliminary to securing final approval by the Emergency Administration of Public Works of one or more housing projects to be located in this vicinity, and providing that copies of this resolution be sent to Harold Ickes, Secretary of the Interior, and Horatio B. Hackett, Director, Housing Division, Federal Emergency Administration of Public Works.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2841. Resolution authorizing and directing the City Controller to transfer the following sums, amounting in the aggregate to \$4,700.00, within the Bureau of Highways and Sewers, as follows:

From

Code Acct. 1621, Wages, Jan.	
to March, Cleaning High-	
ways,	\$3 500.00
Code Acct. 1636, Wages, Jan.	
to March, Cleaning and Re-	

pairing Sewers and Sewer Drops, 1,200.00
 To
 Code Acct. 1630, Wages, Jan. to March, Repairing Highways, \$4,700.00
 Which was read.

Mr. McArdle moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2843. Resolution authorizing and directing the City Controller to transfer the following amounts, aggregating \$3,000.00 from Contingent Fund, Code Account No. 42:

To
 Code Acct. No. 1798½, Salaries, \$1,800.00
 Code Acct. No. 1799½, Miscell. Services, 800.00
 Code Acct. No. 1800½, Supplies, 400.00
 \$3,000.00

In Finance Committee, Feb. 28, 1935. Read and amended by striking out in two places the amount "\$3000.00" and by inserting in lieu thereof the amount "\$2400.00"; by striking out the amount "\$800.00" and by inserting in lieu thereof the amount "\$400.00", and by striking out the amount "\$400.00" and by inserting in lieu thereof the amount "\$200.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.
 Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	McArdle
Demmler	Soost
Magee	Garland (Pres't)
Noes:—Messrs.	
Gallagher	Kane
Huston	

Ayes 6. Noes 3.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 2924. Report of the Committee on Public Works for February 28th, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2636. An Ordinance entitled, "An Ordinance widening Protective place, in the 3rd Ward of the City of Pittsburgh, at the first angle north of Center avenue and at the first angle south of Wylie avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collection from properties benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2366. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to request or advertise for proposals and to award a contract or contracts for making repairs and improvements to certain bridges and streets of the City, describing said work, and providing for the payment of the cost thereof."

In Public Works Committee, Feb. 28, 1935, Bill read and amended by striking out the figures "1550" and by inserting in lieu thereof the figures "1553", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Kane moved

That the amendment of the Public Works Committee be agreed to. Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	Soost
Huston	Garland (Pres't)

Noes:—Mr. McArdle.

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 2925. Report of the Committee on Public Service and Surveys, for February 28, 1935, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2687. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh a contract with Pittsburgh, Allegheny & Manchester Passenger Railway Company, Pittsburgh, Allegheny & Manchester Traction Company, United Traction Company of Pittsburgh, and Pittsburgh Railways Company, as parties of the first part, and the City of Pittsburgh, as party of the second part, providing for the temporary abandonment of the double curves of street railway tracks located at Sixth street and Liberty avenue in the City of Pittsburgh."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2857. Resolution requiring Manufacturers Light & Heat Company, Equitable Gas Company, Duquesne Light Company, Bell Telephone Company of Pennsylvania, South Pittsburgh Water Company, Pittsburgh Railways Company and Pittsburgh & West Virginia Railway Company, to relocate, reconnect and readjust, at their own expense, their respective plants and facilities at the site of the grade separation and plaza to be constructed by Allegheny County Authority at the intersection of West Liberty avenue and Saw Mill Run boulevard as provided in Section 5 of Ordinance No. 304, Series 1934, recorded in Ordinance Book, Vol. 46, page 202, being an ordinance evidencing the consent of the City of Pittsburgh to the entrance upon and use by Allegheny County Authority of certain portions of West Liberty avenue, Pioneer avenue and Saw Mill Run boulevard, etc.; defining the site of the grade separation and plaza, and providing for service hereof upon the corporations affected thereby.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Soost presented

No. 2926. Report of the Committee on Public Safety for February 28, 1935, transmitting a communication to council.

Which was read, received and filed.

Also

Bill No. 2870. Communication from the Mayor appointing F. C. Baur as Police Magistrate, vice Chas. F. Papale, removed.

In Committee on Public Safety, Feb. 28, 1935, Read and ordered returned to council for action.

Which was read, received and filed.

Mr. Soost presented

No. 2927. RESOLVED, That the appointment by the Mayor of F. C. Baur, 1030 Winterton street, as a Police Magistrate to fill the vacancy caused by the removal of Charles F. Papale, be and the same is hereby approved and confirmed.

Which was read.

Mr. Soost moved

The adoption of the resolution. Upon which motion, the ayes and noes were ordered taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of council being in the affirmative, the motion prevailed.

Mr. Gallagher presented

No. 2928. Report of the Committee on Public Welfare for February 28, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 2834. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of One (1) Used Mining Machine for the Pittsburgh City Home and Hospitals at Mayview, Pa., and providing for the payment thereof."

In Public Welfare Committee, Feb. 28, 1935, Read and ordered returned to

council with an affirmative recommendation, subject to report from Budget Controller.

Which was read.

Mr. **Gallagher** presented
No. 2929. Pittsburgh, Pa.,
March 4, 1935.

President and Members of Council,
City of Pittsburgh.

Gentlemen:—

With reference to Bill No. 2834. An Ordinance providing for the purchase of second-hand mining machine for Mayview, would recommend that this be held in abeyance until further investigation and recommendation is made.

Respectfully yours,
Edward A. Schofield,
Budget Controller.

Which was read, received and filed.

And on motion of Mr. **Gallagher**, Bill No. 2834 was recommitted to the Committee on Public Welfare.

MOTIONS AND RESOLUTIONS.

The **Chair** presented
No. 2930. Office of the
Budget Controller,
Pittsburgh, Pa.,
March 4th, 1935.

Mr. Robt. Garland,
President of Council,
City of Pittsburgh.

Dear Mr. Garland:—

Would suggest the proposed hearing in the matter of Police Pension Fund be held in abeyance insofar as the Bill No. 680 H. R. will no doubt be tabled or die in committee.

A new Bill has been presented and

we understand we will have in the next few days sufficient copies of this so that the new bill can be studied by the members of Council and others directly interested.

We, therefore, see no necessity for a hearing today.

Respectfully yours,
Edward A. Schofield,
Budget Controller.

Which was read, received and filed.

Mr. **McArdle** asked that the Budget Controller keep in touch and advise Council of any bills relating to the pension matter.

The **Chair** stated

That there was a rumor there would be a bill passed to take the liquor revenue from the City and give it all to the State, and suggested that Council get further information about it and take it before the Finance Committee, as he didn't believe the City would want \$600,000.00 taken from its revenue.

Mr. **Gallagher** moved

That the Minutes of Council of Monday, February 25, 1935, be approved.
Which motion prevailed.

Mr. **McArdle** moved

That the Department of Public Works be requested to repair and reopen for public use the steps leading from Carson street near the Point bridge to Grandview avenue at Shaler street.

Which motion prevailed.

And on motion of Mr. **Soost**

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, March 11, 1935

No. 11.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa..

Monday, March 11, 1935.

Council met.

Present:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

PRESENTATIONS.

Mr. Demmler presented

No. 2931. Communication from the Traction Conference Board advising of hearing held on Wednesday, February 27th. at which the plan of Dr. Rudolph Klicka for changes in street car operation was considered.

Also

No. 2932. An Ordinance evidencing the consent of the City of Pittsburgh to the entry upon and use by Allegheny County Authority of portions of the North wharf of the Monon-

gahela river opposite West street in the Borough of Homestead, Murray avenue, Steelview avenue, Desdemona street, Imogene street and other streets and highways between Hazelwood avenue, Beechwood boulevard and Second avenue, for the purpose of constructing and maintaining a bridge across the Monongahela river from the City of Pittsburgh to within the Borough of Homestead and approaches thereto, in conformity with a certain plan; prescribing the terms and conditions of such consent, entry and use; providing for the ultimate conveyance of said highway bridge to the County of Allegheny; and providing for the enactment by the City of Pittsburgh of any and all legislation necessary to make effective such consent, terms, conditions, entry and use, and necessary or desirable for the purposes of acquiring by Allegheny County Authority of certain land in connection therewith, and where necessary or desirable, to require all public service companies, public utilities and private parties, at their own expense, to make all changes that may be necessary of and in relation to the property and facilities respectively owned by them.

Also

No. 2933. An Ordinance re-establishing the grade of Ionic way, from North Euclid avenue to North St. Clair street.

Also

No. 2934. An Ordinance fixing the width and position of the sidewalks and roadway of Eva street, from South St. Clair street to South Beatty street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Kane presented

No. 2935. An Ordinance authorizing and directing the construction of a public sewer on the west sidewalk, roadway and east sidewalk of Camfield St., private property of Harry W. Lehner and Tarragonna St., from a point about 115 ft. north of Abner St. to the existing sewer on Tarragonna St. south of Schuchert St. With a branch sewer on Unnamed way and Camfield St., including, as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2936. An Ordinance authorizing and directing the grading to variable widths of Swinburne street from a point 312.86 feet north of the north building line of Frazier street for a distance of 83.10 feet northwardly therefrom, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Also

No. 2937. An Ordinance authorizing and directing the Grading to a width of forty feet, Paving and Curbing of Murdoch street, from Northumberland street to Aylesboro avenue, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Also

No. 2938. An Ordinance authorizing and directing the Grading and Paving of Ionic way, from North Euclid avenue to North St. Clair street, includ-

ing, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Also

No. 2939. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, by changing the Zone Map, Sheets Z-N20-E15 and Z-N10-E15, so as to change from a "B" Residence Use District to an "A" Residence Use District all that certain property bounded by North Mathilda street, the easterly line of Kincaid Park Plan of Lots, Mossfield street and Luzerne street.

Also

No. 2940. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, by changing the Zone Map, Sheet Z-0-E15, so as to change from an "A" Residence Use District to a Commercial

Use District all that certain property at the northeast corner of Dawson street and The Boulevard of the Allies, having a frontage of 75.00 feet on Dawson street and 110.00 feet on The Boulevard of the Allies.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2941. Communication from the Department of Public Works advising of award of contracts as of February 27th and March 1, 1935.

Which was read, received and filed.

Mr. McArdle presented

No. 2942. Resolution authorizing and directing the City Controller to transfer the sum of \$250.00 from Code Account No. 42, Contingent Fund to Code Account No. 93, National Guard of Pennsylvania, 107th Field Artillery, to provide for the 2nd Battalion Combat Train.

Also

No. 2943. An Ordinance amending a portion of Section 102, Department of Public Works, of Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof", approved January 2nd, 1935.

Also

No. 2944. An Ordinance authorizing and directing the Mayor to issue and the City Controller to countersign warrants for wages of temporary employees in the Bureau of Building Inspection, Department of Public Safety, for work performed during the period from February 1st to March 8th, 1935, inclusive.

Also

No. 2945. Resolution authorizing and directing the City Controller to transfer the sum of \$5,500.00 from Code Account No. _____ to Code Account No. 1648-I, Labor and Materials, Boardwalks and Steps, Bureau of Highways & Sewers, Department of Public Works.

Also

No. 2946. An Ordinance authorizing the issuance of warrants in

favor of S. C. Hamilton in the sum of \$1606.94; Nardulli & Sons Co. in the sum of \$346.22; Schnabel Company in the sum of \$15.34; B. K. Elliott Company in the sum of \$300.80; American Coat Apron and Towel Supply Company in the sum of \$500.00; Signal Service Corporation in the sum of \$955.62; Bell Telephone Company in the sum of \$6,270.20; S. C. Hamilton in the sum of \$381.12; Liberty Engraving Company in the sum of \$4.20; Albert J. Freyvogel in the sum of \$1,529.20; Morris Knowles, Inc., in the sum of \$3.34; James H. Mathews & Company in the sum of \$.50; Kaufmann's Department Store in the sum of \$39.15.

Also

No. 2947. Petition for settlement of taxes and street assessments against property of Jacob W. Simon situate on Pocussett St., 14th Ward, upon payment of the sum of \$500.00.

Also

No. 2948. An Ordinance amending portions of Section 9, Department of Law, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935.

Which were severally read and referred to the Committee on Finance.

Mr. Soost presented

No. 2949. Resolution crediting the sum of \$600.00 heretofore paid by Pauline Colker as rent for the year 1934 on property owned by the City of Pittsburgh situate at the corner of Boulevard of the Allies and Ward street, to said lessee as payment of rent for the year, 1935, because of the fact that said premises could not be occupied by said lessee during 1934, and cancelling the charge for rent for the year 1934 for said premises.

Which was read and referred to the Committee on Finance.

Also

No. 2950. Communication from the Squirrel Hill Board of Trade asking for the installation of a Stop and Go signal light at the corner of Penn and Lang avenues, and a Thru Stop Sign at the intersection of Tilbury and Shady avenues.

Which was read and referred to the Committee on Public Safety:

Also

No. 2951. Report of the Director of the Department of Public Safety relative to recommendations made by the Police Research Commission.

Which was read, and motion of Mr. Kane, laid over for the present.

Also

No. 2952. Report of the Superintendent of Police relative to recommendations made by the Police Research Commission.

Which was read, and on motion of Mr. Kane, laid over for the present.

The Chair presented

No. 2953. Communication from the Department of Public Works relative to placing new positions provided for in Bill No. 2620 in the Bureau of Parks in the competitive class under Civil Service.

Which was read and referred to the Committee on Finance.

Also

No. 2954. Communication from Crafton Borough relative to fence running parallel with Crafton Blvd. at the intersection of Crafton Borough and the City of Pittsburgh.

Also

No. 2955. Communication from Charles F. C. Arensberg, Esq., protesting against the passage of ordinance to amend Zoning Ordinance so as to permit undertaking establishments or "funeral homes" in the "B" Class districts.

Also

No. 2956. Communication from E. U. Shuman protesting against the plan of placing funeral homes in residential sections.

Also

No. 2957. Communication from the Carpatho Russian Civic & Political Club, requesting the maintenance of pavement in front of the demolished school building on Saline street and asking that this property be kept clean.

Also

No. 2958. Communication from Carpatho Russian Civic & Political Club requesting two additional lights on Saline street, 15th Ward.

Also

No. 2959. Communication from the Civic Club of Allegheny County protesting against the amendment to the Zoning Ordinance permitting funeral homes in residential districts.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2960. Communication from J. W. Swingle voicing his objection to vacating certain streets in the 19th Ward to the Pittsburgh & W. Virginia R. R.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2961. Communication from Raymond D. Evans, Esq., submitting request of the Parent Teachers' Association of the Fulton School, requesting Council to build a shelter house near the lake in Highland Park.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 2962. Communication from the Carpatho Russian Civic & Political Club, complaining of the insanitary condition caused by dumping at the top of Anthony street and requesting that a sign be erected prohibiting same.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 2963.
CIVIL SERVICE COMMISSION
City of Pittsburgh.

March 7th, 1935.

President and Members of Council.
City of Pittsburgh.
Gentlemen:—

For your information and guidance we are enclosing herewith copy of notice placed on our bulletin board today regarding a restoration of rule re-

lating to preferred eligible lists.

Yours very truly,
Civil Service Commission
F. J. Markey
Acting Secretary.

NOTICE

At a special meeting of the CIVIL SERVICE COMMISSION held Wednesday, March 6th, 1935, the following resolution was unanimously adopted:—

"RESOLVED, That Rule 10 of the rules of this Commission be amended by adding thereto the following:

Section 7. Whenever any permanent position in the competitive class is abolished or made unnecessary or whenever the number of positions of a certain character is reduced for any cause, the person or persons legally holding such position shall be placed by the Commission on a preferred list under such classified title and corresponding to such competitive eligible list as, in the judgment of the Commission, most nearly cover the class of duties performed by such persons in the position which was abolished or made unnecessary.

In case of the creation of the same position as that from which the persons on the preferred list were separated, or a vacancy in a similar position in the particular class in any department, bureau or division, their names shall be first certified to the appointing officer and he shall make his selection from the entire preferred list.

The preferred list herein provided for shall continue in effect for the period of one year. Persons shall be notified that their preferment has terminated.

Section 8. A person so certified who declines to accept reinstatement, except for (a) Insufficiency of compensation offered, if such compensation be lower than the amount or the maximum amount stated in the announcement of examination; or (b) temporary inability, physical or otherwise, the evidence of which must be acceptable to and approved by the Commission and set forth in its minutes, shall be considered to be permanently separated from the service."

At the same meeting it was unanimously decided to take final action on the proposed amendment at a public

hearing to be held Wednesday, March 13th, 1935, at 2 o'clock P. M.

CIVIL SERVICE COMMISSION

President

Which was read, received and filed.

Also

No. 2964.

THE PUBLIC SERVICE COMMISSION OF THE COMMONWEALTH OF PENNSYLVANIA

Harrisburg, March 4th, 1935.

Honorable Robert Garland, President,
City Council,
Pittsburgh, Pa.

SOUTH PITTSBURGH WATER CO.

Dear Sir:—

Please be advised that an informal technical conference will be held in the office of B. F. Morgal, Director of the Bureau of Accounts, Room 218, North Office Building, on Thursday, March fourteenth, at 10:00 A. M., relative to the rates of the South Pittsburgh Water Company. This conference will be limited to engineers and accountants representing the interested parties. A general conference with the Commission will be arranged for a later date, after the technical conferences have gone as far as possible, in establishing a reasonable rate base and reasonable earnings, with a consequent estimate of a proper reduction of operating revenues through the establishment of lower rates, if it is found that a reduction should be made.

Kindly acknowledge, and, if possible, furnish us with the names of the engineers and accountants who will represent you at this conference.

Very truly yours,

C. J. Goodnough,
Chairman.

Which was read, received and filed, and the City of Pittsburgh to be represented by the Department of Law and engineers and accountants selected by it at the hearing on Thursday, March 14, 1935, before the Public Service Commission.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 2965. Report of the Committee on Finance for March 5, 1935, transmitting two ordinances and sum-

dry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2697. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of Eleven (11) Auto Dump Trucks, One (1) open-body Express Pick-up Truck, One (1) Five passenger Sedan, Two (2) Business Coupes and Three (3) Exhausters for the dust consuming system; all of the above for the Department of Public Works, Bureau of Highways and Sewers, and providing for the payment thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2890. An Ordinance entitled, "An Ordinance accepting a deed from S. Belle Ackermann and The Union Trust Company of Pittsburgh, Trustee under the will of Henry C. Frick, to the City of Pittsburgh, for certain real estate contiguous to the real estate heretofore devised to the City of Pittsburgh for park purposes by Henry C. Frick."

In Finance Committee, March 5, 1935, Bill read and ordered returned to council with an affirmative recommendation, subject to report from Law Department.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. McArdle also presented

No. 2966.

City of Pittsburgh, Penna.

Mr. Robert Clark,

City Clerk.

Dear Sir:—

At a meeting of the Finance Committee of Council, held March 5, 1935, Bill No. 2890, An Ordinance accepting the grant of land contiguous to Frick Park, as made by S. Belle Ackerman to The Union Trust Co. of Pittsburgh, Trustee for the City of Pittsburgh under Article V of the Will of H. C. Frick, deceased, was referred to the Department of Law for a report to be furnished to Council at the meeting to be held March 11, 1935.

You are advised that the purchase of the property described in said Ordinance is in accord with the intent and purpose of the Will of H. C. Frick and Council is warranted in accepting the same.

The Ordinance is in proper form and ready for final action by Council.

Respectfully yours,

Ward Bonsall

City Solicitor.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2881. Resolution reducing the rental at 7711 Tioga street, on property of the City, occupied by Brushton Lodge No. 1107, I. O. O. F., for period from April 1st, 1934, to April 1st, 1935, to \$200.00, and fixing the rental thereafter at \$400.00 per year.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2888. Resolution amending Resolution No. 20, approved February 14th, designating the depositories for the City of Pittsburgh for the year 1935, by adding thereto the following:—

Peoples-Pittsburgh Trust Co. as the depository for the Collector of Delinquent Taxes; Potter Title & Trust Co. as the depository for Special and Trust Fund, and Forbes National Bank as an inactive depository.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings

and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland, (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2899. Resolution authorizing and directing the City Controller to transfer \$400.00 to Code Account No. 60, Miscellaneous Services, and \$2,200.00 to Code Account No. 62, Equipment, Carnegie Free Library of Pittsburgh from Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2892. Resolution authorizing the issuing of a warrant in favor of Robert J. Walch, 5313 Browns place, City, in the sum of \$200.00, in full settlement of his claim against the City for personal injuries sustained September 30, 1934, on the 57th Street steps, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2893. Resolution authorizing the issuing of a warrant in favor of the Dravo-Doyle Company in the sum of \$103.15, for repairs to four portable air compressors owned by said Company and leased to the Civil Works Administration and used by it jointly with the City on Unemployment Relief Projects, with no cost to the City, for a period of approximately three months, the same to be charged to Code Account No. 118-4, Water.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2889. Resolution authorizing and directing the City Controller to transfer the sum of \$1125.00

from Code Account No. 1256, Wages, Regular Employees, to Code Account No. 1100-1, Civil Service Commission, for the payment of unpaid salaries for the Commission for the year 1934.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2919. Communication from the Mayor appointing Peter V. Tkach as a member of the Transit Commission.

In Finance Committee, March 5, 1935, Read and referred to Council for action.

Which was read.

Mr. Magee moved

That the communication be re-committed to the Committee on Finance.

Mr. Kane arose and said:

Mr. President:— This question has been before Council and before the committee and returned to Council for action. Therefore, I am of the opinion that some action one way or the other should be taken on this appointment.

This we understand is a move on the part of the Mayor to dramatize City Government, and I am inclined to go along with him on that idea. Certainly we all agree that we have had enough burlesque in City Government, and it is time that we should take a serious view of it. I don't know how the other members of Council feel about this matter. Some of the comedians have

been good, but many of the straight men have not proved so good. I might say that I am converted to the idea of dramatization after recently witnessing that famous English play, "The Drunkard". If the members don't want drama, may be some of them believe we should have a little light opera. If the latter is decided on, it would be necessary to secure some prima donas. Or may be we should have a circus,—there are a lot of clowns available.

I am, therefore, against the motion to recommit this communication to the committee.

Mr. Magee arose and said:

Mr. President:— I agree very much with what Mr. Kane says about the character of appointments made. I have always voted for any nominee sent to us by the lawful authority, who has jurisdiction over the appointments of persons to City positions, except in those few cases where the appointee was not technically qualified. I voted against the confirmation of two department heads on that ground. In all other cases I have followed the law that the Mayor has the authority to make appointments, and unless I believe the appointee was disqualified for the position to which he was appointed, I voted for it.

A few days ago I was ready to vote for the confirmation of this appointee, but have since learned that the consequence of the confirmation of this nominee might be to separate Mr. Haydock from the work that he is doing. It is more important that Mr. Haydock continue and complete the work he is engaged in than any work he has heretofore done in the last twelve years, and for fear we might jeopardize the position of Mr. Haydock and the work he is doing, I think we ought to send this back to committee for further consideration.

And the question recurring on the motion to recommit the communication to the Committee on Finance.

The motion prevailed.

Mr. Huston presented

No. 2967. Report of the Committee on Filtration and Water for March 5, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2879. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of four (4) Main-line Water Meters for the Bureau of Water, and providing for the payment thereof.

Which was read.

Mr. Huston moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 2968. Report of the Committee on Public Welfare for March 5, 1935, transmitting several ordinances to council.

Which was read, received and filed.

Also

Bill No. 2834. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of One (1) used Mining Machine for the Pittsburgh City Home and Hospitals at Mayview, Pa., and providing for the payment thereof."

In Public Welfare Committee, Feb. 28, 1935, Bill read and ordered returned to council with an affirmative recommendation, subject to report from Budget Controller.

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Gallagher also presented
No. 2969.

March 5, 1935.

President and Members of Council
City of Pittsburgh
Gentlemen:—

With further reference to Bill No. 2834, providing for the letting of a contract or contracts for the furnishing and delivery of one Used Mining Machine for the Pittsburgh City Home and Hospital at Mayview, and providing for the payment thereof.

We are in receipt of information today that Mr. Hidiger, Superintendent of Maintenance, and the Mine Foreman went out on Sunday to inspect the used cutter and find that it can be overhauled or rebuilt, making it satisfactory for their purpose. The entire cost of this machine will not exceed \$1500, whereas a new machine of the same type costs \$4475, F. O. B. Columbus, Ohio.

The Director of the Department and the Superintendent of Maintenance and the Mine Foreman are satisfied that the purchase would give them the necessary machinery and make a saving of approximately \$3,000 to the City.

Yours very truly,

Edw. A. Schofield,
Budget Controller.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	Garland (Pres't)
Huston	

Noes:—Messrs.

McArdle Soost

Ayes 7. Noes 2.

And a majority of the votes of Council

being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2877. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of China Ware for the Pittsburgh City Home and Hospitals at Mayview, Pa., and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2878. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for Burials and Ambulance Hire for the year 1935, for the Department of Public Welfare, City of Pittsburgh, and charging same to Code Account 1308. Quarantine Relief and Burials."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

The Chair presented
No. 2970.

City of Pittsburgh,
Office of the Mayor,
March 7th, 1935.

To the President and Members of
City Council.
Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, M. S. Robinson, 327 South Winebiddle avenue, to the position of member of the Board of Property Assessors, to fill the vacancy caused by the removal of Peter J. DeMuth, and would ask for an immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, and on motion of Mr. Magee, referred to the Committee on Finance.

Mr. Kane presented

No. 2971. Resolution authorizing and directing the Clerk of Council to request Representative John J. Baker to have House Bill No. 1156 (Police Pension Bill) recommitted to the Committee on Cities for further consideration and a public hearing; requesting the Police Research Commission to make a study of the pension problems affecting the police personnel and make a report and recommendation to Council at an early date; requesting the Efficiency and Economy Commission to submit to Council the report of its subcommittee on pensions, and requesting the City Solicitor to advise Council as

to the legality and propriety of making appropriations of public funds to a private corporation, in pursuance to the act approved April 5, 1917, P. L. 39.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 2972. RESOLVED, That this Council representing the people of the City of Pittsburgh, does hereby endorse Senate Bill No. 190, which has for its purpose the making of Flag Day, June 14th, in each year, a legal holiday; Be it further

RESOLVED, That a copy of this resolution be forwarded to Senator George Rankin, Jr., who has presented the Bill in the State Senate.

Which was read.

Mr. Kane moved

The adoption of the resolution.
Which motion prevailed.

Mr. Kane called up

Bill No. 2951. Report of the Director of the Department of Public Safety relative to recommendations made by the Police Research Commission.

In Council, this day, read and laid over for the present.

Which was read.

Also

Bill No. 2952. Report of the Superintendent of Police relative to recommendations made by the Police Research Commission.

In Council, this day, read and laid over for the present.

Which was read.

Mr. Kane moved

That Bill No. 2951 and Bill No. 2952 be referred to the Committee on Public Safety and a copy furnished each member.

Which motion prevailed.

Mr. Soost moved

That the Minutes of Council of Monday, March 4th, 1935, be approved.
Which motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, March 18, 1935.

No. 12.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, March 18, 1935.

Council met.

Present:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

PRESENTATIONS.

Mr. Demmler presented

No. 2973. Resolution calling upon the Traction Conference Board, if the Pittsburgh Railways Company fails materially to improve its service within ten days, to institute the appropriate proceeding before the Public Service Commission to require the Pittsburgh Railways Company to afford adequate service to its patrons within the City of Pittsburgh at the earliest possible date; and directing the Law Department

to cooperate in this proceeding with the Traction Conference Board and its attorneys.

Also

No. 2974. Resolution authorizing and directing the Law Department to file with the Public Service Commission a formal Protest and Objection to the schedule of rates of the Duquesne Light Company as soon as such schedule is filed, and to make such appropriate request to the Public Service Commission for an order or orders upon the Duquesne Light Company requiring it to furnish to the Commission and to the City such information, data and facts concerning its business as will enable the Commission and the City to determine whether the schedule of rates as filed will in fact and truth reduce the payments to the Company by householders and other customers to the full extent offered by the Company, and in a manner equitable and fair to all customers.

Also

No. 2975. An Ordinance vacating a portion of Saw Mill Run boulevard, in the 32nd Ward of the City of Pittsburgh, from the southerly line of Maytide street produced, to a point 90.60 feet northwardly therefrom.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 2976. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 1 Electric Refrigerator, Shelving Equipment, an Auto Coupe and a Four Door Sedan for the Department of Public Welfare, and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Mr. Kane presented

No. 2977. Special Report on Bill No. 2867, Schedule of Public Improvements to be included as Work Relief Projects.

Which was read and referred to the Committee on Public Works.

Also

No. 2978. An Ordinance providing for the letting of a contract, or contracts, for Refreshment Concessions in City Parks.

Which was read and referred to the Committee on Finance.

Also

No. 2979. Resolution requesting the Secretary of Highways of the Commonwealth of Pennsylvania to propose, and the members of the General Assembly of Pennsylvania from Allegheny County to support, the enactment of appropriate legislation which would enable the State of Pennsylvania to relocate existing highways or to project new highways through and within the City of Pittsburgh and to pay the full cost of the physical improvement thereof; and instructing the Director and the Chief Engineer of the Department of Public Works to confer with the Secretary of Highways and appropriate committees of the General Assembly in regard to the provisions of the legislation herein requested.

Which was read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 2980. Resolution authorizing and directing the City Controller to make the following transfer of funds within the code accounts of the Bureau of Highways & Sewers, Department of Public Works:

FROM

Code Account No. _____, \$3,000.00

TO

Code Account No. 1621, Wages,

Jan. to March, Cleaning

Highways, \$2,000.00

Code Account No. 1630, Wages,

Jan. to March, Repairing

Highways, \$1,000.00

Also

No. 2981. An Ordinance fixing the Golf fees and regulating the granting of permits to play Golf and Lawn Tennis within the public parks of the City of Pittsburgh during the year 1935.

Also

No. 2982. Resolution authorizing and directing the Collector of Delinquent Taxes to charge off his books the city taxes in the amount of \$56.68 and advertising in the amount of \$1.50, to cause the liens to be satisfied against the property of Phillip Casala, et ux., at 644 Thompson street, 12th Ward, City of Pittsburgh.

Also

No. 2983. Resolution authorizing and directing the City Controller to transfer the sum of \$5,850.00 from Code Account No. 1256, Wages, Regular Employees, Bureau of Sanitation, to Code Account No. 1107, Printing Topographic Maps, Department of City Planning; and authorizing the issuing of warrant drawn on said fund in payment of printing said topographic maps.

Which were severally read and referred to the Committee on Finance.

Mr. Soost presented

No. 2984. An Ordinance providing for the letting of a contract for the furnishing and delivery of One (1) ½ Ton Auto Truck for the Bureau of Traffic Planning, and providing for the payment thereof.

Also

No. 2985. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of One (1) Utility Automobile Truck for the Bureau of Electricity, and providing for the payment thereof.

Which were read and referred to the Committee on Public Safety.

The Chair presented

No. 2986. Communication from the Committee on the 1936 Pittsburgh National Meeting of the American Society of Civil Engineers relative to holding 1936 meeting in Pittsburgh.

Also

No. 2987. An Ordinance to pro-

vide for the licensing, by the City Treasurer, of vending slot machines and other lawful devices designed and used for amusement and entertainment, after application to, and investigation by, the Bureau of Police.

Also

No. 2988. Communication from David G. McDonald relative to stabling saddle horses and polo ponies, owned by taxpayers, in the Oval barns, Schenley Park, and granting concession to man in charge to hire out horses.

Also

No. 2989. Communication from Ralph C. Hiner offering \$200.00 in settlement of all city taxes and street improvement assessments on lot adjoining his home at 1309 Rutherford street.

Also

No. 2990. Communication from M. Illingworth relative to damage to his property in the 25th Ward.

Which were severally read and referred to the Committee on Finance.

Also

No. 2991. Communication from the Director of the Department of Public Safety submitting copies of correspondence between the Bureau of Traffic Planning, the Director of the Department of Public Works and the District Engineer of the State Highway Department, relative to the widening and reimpovement of Frankstown avenue, from Bennett street to the City Line, and the request for a restriction of no parking at any time on both sides of this section of Frankstown avenue.

Also

No. 2992. Communication from the Beechview Civic League relative to investigation of the McCartney Run Sewer project.

Also

No. 2993. Communication from Charles Gutknecht relative to the shed on the wharf for the use of the farmers.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2994. Communication from Roy Green, Consulting Engineer, quoting letter which he sent to the Public Service Commission protesting the methods used by the City in seeking reduced bus rates charged by the Pittsburgh Motor Coach Co.

Also

No. 2995. Communication from Christian Albrecht, 332 Climax street, relative to new rates on electric current.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 2996. Report of Thos. A. Dunn, Director of the Department of Public Safety, on Police Research Commission's recommendations as contained in the last two pages of its report.

Which was read and referred to the Committee on Public Safety.

Also

No. 2997. Communication from the City Treasurer submitting statement of collection of delinquent taxes for the period from March 1st to 15th, inclusive; also statement of accounts of the City Solicitor.

Which was read and referred to the Committee on Finance.

Also

No. 2998. Communication from the Department of Public Safety advising of 60-day trial of no parking at any time on Madison avenue, between Ohio and Peralto streets, westerly side.

Which was read, received and filed.

Also

No. 2999. Communication from the Department of Public Safety advising of institution of 60-day trial of no parking 8:00 A. M. to 6:00 P. M. on Ferry street, between the Boulevard of the Allies and Fourth avenue, westerly side.

Which was read, received and filed.

Also

No. 3000. Communication from W. Y. English, 3101 Landis street,

Pittsburgh, Pa., relative to statement of the Maryland Casualty Company printed in newspapers of Tuesday, March 12, 1935, alleging that the ordinance approved December 5, 1930, requiring security for ALL City bank deposits, was not effective in 1931, etc.

Which was read and referred to the Committee on Finance, and a copy ordered furnished each member.

Also

No. 3001. WHEREAS, There is pending in the General Assembly of Pennsylvania, certain legislation relating to the abatement of pollution of waters of the State, and the preservation and improvement of their purity, which includes Senate Bills 273, 289 and 443, and House Bill 100; and,

WHEREAS, The effect of provisions of said Bills, if enacted, might in their enforcement by the Sanitary Water Board and interpretation by the Courts, impose an intolerable financial burden upon this City by compelling it to construct extensive sewage treatment works which is not warranted by conditions; and

WHEREAS, it is the opinion of this Council that any improvement in the sanitary regulation of the waters of the State should take fully into account economical considerations, sanitary science, financial resources, feasibility, and the best use of the streams in the general public interest; and,

WHEREAS, This Council is further of the opinion that better protection should be afforded to public water supplies by the diminishment or elimination of acid mine drainage from coal mines and by regulating the discharge of wastes that are injurious to public water supplies and which cannot be removed by treatment; Now, Therefore, be it

RESOLVED, That the members of the State Legislature from this County be requested to oppose enactment in its present form of legislation now pending in the General Assembly in regard to the pollution of the waters of the State and the preservation and improvement of their purity, and that a copy of this resolution be transmitted to each of them, and to the Secretary of Health of the Commonwealth, and that the Director and the Chief En-

gineer of the Department of Public Works are hereby authorized and directed to present the views of this Council to the Secretary of Health, and to the appropriate committees of the General Assembly, and to report the result of such conferences to Council.

Which was read.

Mr. Kane arose and said:

Mr. President:— Is this resolution to be voted on now? Is it open to discussion?

The Chair said:

The first action should be a motion to adopt the resolution.

Mr. Magee said:

Mr. President, I move the adoption of the resolution.

Mr. Kane said:

Mr. President:— I tried to follow the Clerk carefully in the reading of the resolution, and I am not inclined to vote in favor of all the subjects contained in that resolution. I realize the discussion we had on the subject and the important questions concerning the City of Pittsburgh in regard to the probable cost of constructing a sewage disposal system in the City. Of course this latter question is of grave concern for this body. Nevertheless, I don't think that we should condemn the entire question of purification of streams. If we should take any position, we should indicate our desire to have the legislation amended to protect our interests. There has been a hard fight made by certain groups in Pennsylvania to purify our streams, to protect them from pollution from mills, mines and manufacturing plants. If legislation is to be passed, it should carry out a program that will be satisfactory to the City of Pittsburgh.

Mr. McArdle said:

It only objects to it in its present form.

Mr. Kane said:

It objects to it in its entirety. Well, I am agreeable to it, providing the Director of the Department of Public Works and his Chief Engineer

will not on behalf of the City say that the municipal authorities are opposed to the bill in its entirety. My understanding is that the resolution prepared by this body should recite the fact that we favor the purification of the streams. That, of course, would involve the sealing of abandoned mines, etc.

The Chair said:

Mr. Reppert is in favor of sealing the mines.

Mr. Kane said:

I want to be sure that the Director and the Chief Engineer will not proceed to Harrisburg and tell any committee of the Legislature that the City of Pittsburgh is opposed to that legislation, or certain features of it.

The Chair said:

They were before the committee the other day and understand what we want. They object to the City spending \$50,000,000 for purification works.

Mr. Kane said:

I had some experience in Harrisburg and I know the lobby that was against the bill then, and they were not concerned with municipalities; and if the legislation had passed, they would have had to put in disposal plants at their mines to protect the streams. I want to be recorded as not voting.

The Chair:

I don't think Mr. Reppert will do other than carry out the instructions of the conference we held the other day.

And the question recurring on the adoption of the resolution.

The motion prevailed.

(Mr. Kane asked to be recorded as not voting.)

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 3002. Report of the Committee on Finance for March 12th, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also

Bill No. 2943. An Ordinance entitled, "An Ordinance amending a portion of Section 102, Department of Public Works, of Ordinance No. 376, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' approved January 2nd, 1935."

In Finance Committee, March 12, 1935, Bill read and ordered returned to council with an affirmative recommendation, subject to report from Department of Public Works.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. McArdle also presented

No. 3002½.

March 14, 1935.

SUBJECT:— Unemployment Projects—
Ordinance re Employment
of Pavers and Rammers
Council Bill 2943.

Chairman and Members,
Finance Committee,
Council, City of Pittsburgh.

Gentlemen:—

Your Committee has affirmed Bill 2943, an Ordinance authorizing employment of Pavers and Rammers on Unemployment Projects, subject to report from the Department as to the time these men are to be employed and a list of the streets they are to be employed on.

These positions are to be filled only if the Allegheny County Emergency Administration fails to furnish the necessary labor in connection with the completion of the block stone paving on Barrie street and Eleanor street in the 16th Ward.

It appears that the Work Division can employ men only who are on relief and that the number of pavers and rammers on relief is limited and that those men who have been employed have worked out their budgetary deficiency with the result that it seems to be doubtful if there will be any men

left to complete the paving on the streets before mentioned.

In view of the foregoing situation it is difficult for us to now advise you what time the pavers and rammers will be employed by the City as this depends upon how much work the Relief Administration will do before they quit. On these two streets there is 1703 lineal feet of paving to be done and up to the present time 1003 lineal feet have been paved.

We would estimate that if the city had to do all of the paving now involved that it would cost the city \$1400.00.

Yours very truly,

L. M. JOHNSTON,

Director.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation.

Bill No. 2944. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor to issue and the City Controller to countersign warrants for wages of temporary employes in the Bureau of Building Inspection, Department of Public Safety, for work performed during the period from February 1st to March 8th, 1935, inclusive."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative the bill passed finally.

Also

Bill No. 2948. An Ordinance entitled, "An Ordinance amending portions of Section 9, Department of Law, of an ordinance entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2865. An Ordinance entitled, "An Ordinance supplementing Section 24, Bureau of Infectious Diseases, Tuberculosis Hospital, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2946. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of S. C. Hamilton in the sum of \$1606.94; Nardulli & Sons Co. in the sum of \$346.22; Schnabel Company in the sum of \$15.34; B. K. Elliott Company in the sum of \$300.80; American Coat, Apron and Towel Supply Company in the sum of \$500.00; Signal Service Corporation in the sum of \$955.62; Bell Telephone Company in the sum of \$6,270.20; S. C. Hamilton in the sum of \$381.12; Liberty Engraving Company in the sum of \$4.20; Albert J. Freyvogel in the sum of \$1,529.20; Morris Knowles Inc. in the sum of \$3.34; James H. Mathews & Company in the sum of \$.50; Kaufmann's Department Store in the sum of \$39.15."

In Finance Committee, March 12, 1935, Read and amended in Section 1 by

striking out the amount "\$300.80" and by inserting in lieu thereof the amount "\$165.80", and by adding at the end of the Section, the words "Pittsburgh Instrument and Machine Company for the sum of \$135.00 for rental of Engineering Equipment for Unemployment Relief Projects, and charge same to Bond Fund 118-7, Department of Public Works," and in the title by striking out the amount "\$300.80" and by inserting in lieu thereof the amount "\$165.80", and by adding at the end of the title the words "Pittsburgh Instrument & Machine Co. in the sum of \$135.00," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also, with an affirmative recommendation.

Bill No. 2794. Resolution authorizing and directing the City Controller to transfer and set aside the sum of \$4,000.00 from Code Account No. 42, Contingent Fund, as follows: \$2,000.

00 for use of the Bureau of Recreation for administration purposes in the celebration of the Greater Pittsburgh All Nations Independence Day for the year 1935, and \$2,000.00 for the use of the Bureau of Parks for the erection of a permanent stage at Flag Staff Hill, and authorizing the issuing of warrants in payment of said expenses upon the certification by the proper officials of the respective organizations to the Bureau of Recreation and the Bureau of Parks of the expenses incurred by them, and upon the approval of the same by the Superintendents of the respective bureaus and the Director of the Department of Public Works.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

No. 2838. Resolution authorizing the issuing of a warrant in favor of the Bank of Millvale for \$827.79, being the amount paid to the City of Pittsburgh July 11, 1933 out of the proceeds collected from the Sheriff on execution at No. 765 April Term, 1933, at which number and term the property of Mary Keilhocker was foreclosed by the Bank of Millvale, and also a warrant in favor of the Home Building and Loan Association of Pittsburgh in the sum of \$306.16, being the amount paid to the City November 18, 1921, in payment of the assessment by the Board of Viewers against Jacob Greenblatt and Sarah Greenblatt, his wife, said payment being made to perfect title on conveyance by the owners

of said property to prevent foreclosure on mortgage, the same to be chargeable to and payable from Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2845. Resolution authorizing and directing the Collector of Delinquent Taxes to strike off from his account the sum of \$125.00 and all interest, penalties and costs levied against property of Wm. H. Whitman, situate in the 12th Ward, Pittsburgh, being part of lots 4 and 5 in Wm. Denniston's Plan as recorded in Recorder's Office of Allegheny County in Plan Book, vol. 3, page 26, for the additional land value for the year 1929, and to satisfy the lien filed at D. T. D. No. 1884 January Term, 1933, and charging all costs thereon to the City.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2942. Resolution authorizing and directing the City Controller to transfer the sum of \$250.00 from Code Account No. 42, Contingent Fund, to Code Account No. 93, National Guard of Pennsylvania, 107th Field Artillery, to provide for the 2nd Battalion Combat Train.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2945. Resolution authorizing and directing the City Controller to transfer the sum of \$5,500.00 from Code Acct. No. to Code Acct. No. 1648-1, Labor and Materials, Boardwalks and Steps, Bureau of Highways & Sewers, D. P. W.

In Finance Committee, March 12, 1935. Read and amended to read as follows: "Resolution authorizing and directing the City Controller to set aside the sum of \$5,500.00 in Code Acct. No. 42, Contingent Fund, to repair and re-open steps leading from Carson street near the Point to Grandview avenue at Shaler street," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Fi-

nance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation,

Bill No. 2971. Resolution authorizing and directing the Clerk of Council to request Representative John J. Baker to have House Bill 1156 re-committed to the Committee on Cities for further consideration and for a public hearing (Police Pension system).

Which was read.

The Clerk, Mr. Clark, stated

That he had received a telegram from Hon. John J. Baker stating that House Bill 1156 had been referred back to Committee on Cities for public hearing Tuesday, March 19th, at 3 P. M.

Mr. Huston moved

That as many members of Council, as can do so, attend the hearing at Harrisburg on March 19th, to protest the passage of the bill.

Mr. Kane arose and said:

Mr. President:— As we understand, there are two bills now pending in the State Legislature. If either one of these bills passes, it will involve an additional expenditure of \$300,000.00 annually by the City of Pittsburgh. I think it is the concern of all the members of Council to interest themselves

in this legislation—not just a few members.

Mr. Magee said:

What will the councilmen do when they go down there?

Mr. Huston said:

Protest against the passage of the legislation.

Mr. Magee said:

The sponsors of the bills should first have consulted Council. I am afraid that if only a committee of Council appears at the hearing they will only represent their own individual views. For my part I will not go down and be a party to any compromise on any legislation affecting the police pension fund. Therefore, any members who should go down will only be a partial representation of the Council, and if such is the case, I want to remind them that they should oppose the bill in its entirety, and advise the proponents to take the matter up with Council.

Mr. McArdle said:

Mr. President:— Speaking for myself, I have taken it to be the view of the members of Council that this was the wrong approach to any satisfactory solution of the problem of municipal pensions. I agree with what Mr. Magee says. It is unfair for any one group of municipal employees to go to the Legislature and try to have passed a bill for the benefit of that particular class or group, whether it is based upon sound grounds or not. Any legislation affecting pensions should involve all classes of workers, and their benefits as well as those of the taxpayers should be taken into consideration. I have read these two bills, and to attempt to propose an amendment or substitute bill for either of them, is wrong, and our opposition to it ought to be limited to the passage of a resolution and asking the sponsors of the legislation to sit down with the responsible public officers and getting as much information through actuarial and other investigations as will enable the Council to determine what can be done in keeping with the ability of the taxpayers to meet the obligation.

The Chair said:

I think the committee should say that they represent the taxpayers and ask that the matter be taken up with the members of Council.

And the question recurring on the motion asking the members of Council to attend the hearing at Harrisburg.

The motion prevailed.

Mr. McArdle presented

No. 3003.

City of Pittsburgh, Penna.,
March 13, 1935.

Mr. Robert Clark,

City Clerk.

Dear Sir:—

At a meeting of the Finance Committee, held March 12, 1935, Bill No. 2871, A communication from the Mayor appointing Stanley M. Carrington as a member of the Board of Adjustment, was read and the following motion was adopted:

"That the bill be returned to Council for action and the necessary legislation be prepared."

Very truly yours,

John A. Schilpp, Jr.

Clerk of Finance Committee.

Which was read, received and filed.

Also

Bill No. 2871. Communication from the Mayor appointing Stanley M. Carrington as a member of the Board of Adjustment.

Which was read, received and filed.

Mr. McArdle presented

No. 3004. RESOLVED, That the appointment by the Mayor of Stanley M. Carrington, 10 Beltzhoover avenue, as a member of the Board of Adjustment, to fill the vacancy caused by the expiration of the term of James A. Bortz, be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution. Upon which motion, the ayes and noes were ordered taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of council being in the affirmative, the motion prevailed.

Mr. Magee moved

That the regular committee meetings be held on Wednesday next, instead of Tuesday.

Which motion prevailed.

Mr. Kane presented

No. 3005. Report of the Committee on Public Works for March 12th, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2739. An Ordinance entitled, "An Ordinance opening Jillson avenue, in the 19th Ward of the City of Pittsburgh, from Parquet street to Brookline boulevard, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

No. 2935. An Ordinance entitled "An Ordinance authorizing and directing the construction of a public sewer on the west sidewalk, roadway and east sidewalk of Camfield St., private property of Harry W. Lehner and Tarragonna St., from a point about 115 ft. north of Abner St. to the existing sewer on Tarragonna St. south of Schuchert St. With a branch sewer on Unnamed way and Camfield St., including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 3006. Report of the Committee on Public Service and Surveys for March 12, 1935, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2733. An Ordinance entitled, "An Ordinance vacating Bindley way, in the 19th Ward of the City

Office of the Mayor,
March 13, 1935.

To the President and Members of
City Council.
Gentlemen:—

Subject to your consent there-
to and conditioned upon your simultane-
ous approval of the appointment here-
in attached, I remove Mr. Ralph E.
Smith as a member of the Traction
Conference Board; and subject to your
approval, I appoint Mr. A. G. Holmes
to the vacancy thus created, said ap-
pointment to be effective immediately
upon your Honorable Body's consent
thereto.

A resolution for the purpose is here-
with submitted.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read.

Also

No. 3012. RESOLVED, That
Council hereby consents to the removal
of Mr. Ralph E. Smith as a member of
the Traction Conference Board and
confirms the appointment of Mr. A. G.
Holmes to the vacancy thus created.

Which was read.

Mr. Kane moved

That the communication and
resolution be laid over for one week
and the Mayor asked to furnish his
reasons for the removal of Mr. Smith.
Which motion prevailed.

Mr. Magee presented
No. 3013.

WHEREAS, The Federal Em-
ergency Administration of Public Works
has appointed a Pittsburgh Advisory
Committee on Housing; and,

WHEREAS, It is desirous that the
Committee proceed with its necessary
work with as little wasted effort as
possible; and,

WHEREAS, The Council of the City
of Pittsburgh desires to cooperate with
the Federal Administration of Public
Works and with the said Committee in
securing approval of housing projects
in Pittsburgh to demonstrate methods
of slum clearance, planning of low
rental housing and long term manage-
ment of such housing; Therefore, be it

RESOLVED, That the Housing Divi-
sion be requested to assign a repre-

sentative to Pittsburgh for the pur-
pose of organizing the Housing Ad-
visory Committee, directing its work
and assisting the various organizations,
both public and private, in assembling
the necessary data preliminary to se-
curing final approval by the Emergen-
cy Administration of Public Works of
one or more housing projects to be lo-
cated in this vicinity; And, be it fur-
ther.

RESOLVED, That copies of this res-
olution be sent to Harold Ickes, Sec-
retary of the Interior, and Horatio B.
Hackett, Director, Housing Division,
Federal Emergency Administration of
Public Works.

Which was read.

Mr. Magee moved

The adoption of the resolution.
Which motion prevailed.

Mr. Magee stated

That the resolution was to be
considered as Councilmanic action only.

The Chair presented
No. 3014.

City of Pittsburgh,

Office of the Mayor,

March 13, 1935.

To the President and Members of
City Council.
Gentlemen:—

I am returning Bill No. 2857,
without my approval, on account of
the uncertain status of the Allegheny
County Authority and the doubtful con-
dition of the financial set-up and on
account of other requirements which
have not been complied with in a legal
manner. I think it is not advisable to
take any action preparing for the work
of the Allegheny County Authority.

For these reasons, I am Vetoing
this Bill.

Respectfully yours,

WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Also

Bill No. 2857. Resolution re-
quiring Manufacturers Light & Heat
Company, Equitable Gas Company, Du-
quesne Light Company, Bell Telephone
Company of Pennsylvania, South Pitts-
burgh Water Company, Pittsburgh

Railways Company and Pittsburgh and West Virginia Railway Company to relocate, reconnect and readjust, at their own expense, their respective plants and facilities at the site of the grade separation and plaza to be constructed by Allegheny County Authority at the intersection of the West Liberty avenue and Saw Mill Run boulevard, as provided in Section 5 of ordinance No. 304, Series 1934, recorded in Ordinance Book, Vol. 46, page 202, being An Ordinance evidencing the consent of the City of Pittsburgh to the entrance upon and use by Allegheny County Authority of certain portions of West Liberty avenue, Pioneer avenue and Saw Mill Run boulevard, etc.; defining the site of the grade separation and plaza, and providing for service hereof upon the corporations affected thereby.

In Council, March 4, 1935, Read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

Mr. Kane arose and said:

Mr. President:— Can this bill be laid over until we have an understanding with the County Authority? They are changing over there as often as they are in City Hall. They certainly cannot say that the Council has delayed them in the prosecution of their work.

The Chair:

I don't think they can say that. As far as the Authority Board is concerned, I understand they are properly constituted.

Mr. Kane said:

As far as the legislation is concerned, the Board was set up by an Act of the General Assembly. The County Commissioners are changing

the personnel of the Board rapidly and it is almost as bad over there as in this building.

Mr. Magee said:

Mr. President:— I think it is up to Council to pass this bill. I understand the changes are due to delays, and there is much criticism; and this Council should not be a party to any further delay.

And the question recurring, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Garland, (Pres't)
Huston	

Noes:—Mr. Kane.

Ayes 7. Noes 1.

And there being two-thirds of the votes of council in the affirmative, the resolution became a law notwithstanding the objections of the Mayor.

Mr. Kane presented

No. 3015. Resolution requesting the Pittsburgh Railways Company to remove the platform on Forbes street under the Boulevard of the Allies above Brady street and restore the car stop on Forbes street at the corner of Brady street.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McArdle moved

That the Minutes of Council of Monday, March 11th, 1935, be approved. Which motion prevailed.

And there being no further business before the meeting, the Chair declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, March 25, 1935.

No. 13.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday March 25, 1935.

Council met.

Present—Messrs.

Anderson Kane

Demmler McArdle

Gallagher Soost

Huston Garland (Pres't)

Absent:—Mr. Magee.

PRESENTATIONS

Mr. Anderson presented

No. 3016. Report of Department of Public Health showing amount of rubbish and garbage removed during the month of February, 1935.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Demmler presented

No. 3017. Communication from F. R. Phillips, President, Duquesne Light Company, relative to schedule of rates of said company.

Also

No. 3018. An Ordinance re-fixing the width and position of the sidewalks and roadway of Carson street East, from South Tenth street to South Seventeenth street.

Also

No. 3019. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh a contract with West Liberty Street Railway Company, Pittsburgh and Birmingham Traction Company, United Traction Company of Pittsburgh, Mt. Washington Street Railway Company and Pittsburgh Railways Company, as parties of the first part, and the City of Pittsburgh, as party of the second part, providing for the temporary abandonment of street railway tracks on Warrington avenue between Boggs and Haberman avenues, and the relocation and construction of street railway tracks on Warrington avenue between points South of the tracks proposed to be temporarily abandoned and the northerly end of the ramp to be constructed by the Allegheny County Authority, in the City of Pittsburgh.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented.

No. 3020. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Restaurant Equipment for the Pittsburgh City Home & Hospitals at Mayview, Pa., and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Also

No. 3021. An Ordinance re-fixing the width and position of the roadway and sidewalks and re-establishing the grade of Carson street West, from a point 53.13 feet east of Fernwood street to the Bridge over Chartiers Creek.

Also

No. 3022. An Ordinance re-fixing the width and position of the roadway and sidewalks and re-establishing the grade of Carson street West, from a point 292.0 feet west of Telford street to a point 90.70 feet east of Sanford street.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 3023. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for widening the roadway of Carson street East, from South 10th Street to South 17th Street, and authorizing and setting aside an aggregate sum of Sixteen Thousand Two Hundred (\$16,200.00) Dollars from Bond Fund 122, General Improvement Bonds 1934, for the payment of the cost thereof, including engineering expenses.

Also

No. 3024. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the improvement of Wharton street, from South 17th Street to South 21st Street, by recurfing, relaying the sidewalks and improving the drainage facilities as may be necessary in connection with the resurfacing of the roadway thereof, and authorizing the setting aside of the sum of Three Thousand (\$3,000.00) Dollars for the payment of the costs of said work from Code Account 1553, General Repaving.

Which were read and referred to the Committee on Public Works.

Mr. Huston presented

No. 3025. Communication from the Department of Public Works asking permission to send J. H. Kennon, Managing Engineer, Bureau of Water, as the City's delegate to the Convention of the American Water Works Association in Cincinnati, Ohio, on May 6th to 10th, inclusive (1935).

Which was read and referred to the Committee on Finance.

Mr. Kane presented

No. 3026. An Ordinance creating and establishing the position of Utility Rate Expert in the Department of Law, prescribing the duties and qualifications, and fixing the compensation thereof.

Also

No. 3027. Resolution authorizing and directing the City Controller to transfer the sum of \$1,680.00 from Appropriation No. 42, Contingent Fund, to Appropriation No. 1690, Wages, Regular Employees, North Side Market, for the purpose of providing necessary funds for the employment of an engineer as needed.

Which were read and referred to the Committee on Finance.

Also

No. 3028. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of concrete sidewalks in the City of Pittsburgh, and authorizing the setting aside of the sum of Five Thousand Dollars (\$5,000.00) from Code Account No. 1642-G, Laying Cement Walks, Bureau of Highways & Sewers, for the payment of the cost thereof.

Also

No. 3029. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement for and on behalf of the City of Pittsburgh with the Baltimore and Ohio Railroad Company and its affiliated companies, to-wit:—Pittsburgh Junction Railroad Company, Schuylkill Improvement Land Company of Philadelphia, and the Baltimore and Ohio Rail-

road Company in Pennsylvania, relating to the location, construction and maintenance of a trunk relief sewer in Four Mile Run, extending on, over, across and through private properties of the said Baltimore and Ohio Railroad Company, and its affiliated companies, from Second avenue northwardly to a point on Saline street in the vicinity of Four Mile Run road, and for the vacation of certain portions of Saline street for improving the alignment of the right of way of said Railroad Company, and its affiliated companies; and for the dedication of certain parcels of land of said Railroad Company, and its affiliated companies, for the easement of angles in Saline street in the vicinity of the proposed trunk relief sewer.

Also

No. 3030. Communication from the Department of Public Works asking approval for issuing extra work order to James H. McQuaide & Sons Company for furnishing and placing 550 pounds of "I" Beams to complete the installation of brick gate box at the Saline Pumping Station, in the sum of \$44.00.

Also

No. 3031. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the improvement of Warrington avenue, from Saw Mill Run boulevard to Montooth street, by recurbing, relaying sidewalks, improving drainage facilities and otherwise improving as may be necessary in connection with the resurfacing of the roadway, and authorizing the setting aside of the aggregate sum of Twelve Thousand (\$12,000.00) Dollars from Bond Fund 296, Street Improvement Bonds, 1926, for the payment of the costs thereof, including engineering expenses in the Department of Public Works.

Also

No. 3032. Resolution authorizing the Director of the Department of Public Works to prepare and to submit an application to the State Emergency Relief Board for Allegheny County for the construction of a thirty (30") inch

sewer through a portion of Olympia Park and private property of the Buhl Foundation Company to a point north of Saw Mill Run boulevard, at an approximate cost to the City of Sixteen Thousand (\$16,000.00) Dollars and to the State Emergency Relief Board of Twenty-three Thousand (\$23,000.00) Dollars, amounting in the aggregate to Thirty-nine Thousand (\$39,000.00) Dollars.

Also

No. 3033. An Ordinance amending the amount of \$1,800.00, the estimated cost of the contract of Schwartz Electric Company, Controller's Contract No. 5285, for electrical repairs during the year 1935 in the Department of Public Works, to read \$3,400.00 and authorizing payment of the additional amount of \$1,600.00 from funds appropriated for repairs in the various code accounts in the Department of Public Works for the year 1935.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3034. Communication from the Department of Public Works submitting list of contracts awarded as of March 15, 1935.

Which was read, received and filed.

Also

No. 3035. Communication from the Brookline Board of Trade submitting copies of Resolutions adopted by said Board relative to rate reductions of the Duquesne Light Company.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Kane (for Mr. Magee) presented

No. 3036. An Ordinance to supplement an ordinance, entitled, "An Ordinance regulating the construction, alteration, additions to, arrangement, and the use and occupancy of all buildings or portions of buildings such as are designed or used for the purposes of hotels, apartments, tenements, lodgings, dormitories and clubs, association and fraternity houses when containing lodgings or apartments, which shall hereafter be known as buildings of Classification No. IX and its sub-

divisions; regulating the installation therein of heating systems; requiring the installation therein of fire extinguishing equipment; providing for the issuance of construction and occupancy permits therefor; and providing penalties for violation of the provisions hereof", approved December seventh, 1922; regulating exits in certain apartments and tenements.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 3037. Report of the Department of Law relative to the application of the provisions of the Zoning Ordinance on property owned and leased by the City of Pittsburgh to private individuals, firms or corporations, with especial reference to the property located at Ward street and the Boulevard of the Allies leased for a gasoline service station.

Also

No. 3038. Resolution authorizing the issuing of warrants in favor of S. George in the sum of \$392.00; The Pittsburgh Hospital Association in the sum of \$701.10 and Dr. Wm. B. McKenna in the sum of \$200.00, in full settlement for all claims for hospital and doctor bills for services rendered Charles A. Hillegas, a former employe of the City of Pittsburgh who was injured while on duty on December 1, 1923, and charging the same to Code Account No. 44, Workmen's Compensation Fund.

Also

No. 3039. Resolution authorizing the issuing of warrants in payment of bills incurred by the 31st Ward Welfare Association for the year 1934, as follows:

F. W. Scott	\$ 3.27,
Homestead Hardware Co.	5.33,
Ladies Aid Society	17.75,
Hays Garage	103.04,

and charging the same to Appropriation No. 12, Contingent Fund.

Also

No. 3040. An Ordinance making an appropriation for the purpose of providing funds for the payment of lying-in expenses of women residents

of the City of Pittsburgh who are without adequate means of paying for the same.

Also

No. 3041. Communication from the Efficiency and Economy Commission of Pittsburgh relative to pension funds of all employees in the service of the City of Pittsburgh.

Also

No. 3042. Proposed Retirement System for Employees of the City of Pittsburgh, submitted by the Efficiency and Economy Commission of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Mr. Soost presented

No. 3043. Report of the Department of Public Safety relative to need of a fire engine station in the vicinity of Ward and Wilmot streets.

Also

No. 3044. Communication from the Grant Building, Inc., complaining of illegal parking of automobiles in front of the entrance to their building on Third avenue near Grant street.

Which were read and referred to the Committee on Public Safety.

The Chair presented

No. 3045. Communication from Harmar D. Denny, Jr., requesting that Council study the report of George A. Huggin, consulting actuary, on the pension funds of Philadelphia, with a view to employing him.

Also

No. 3046. Resolution making Daylight Saving Time effective in the City of Pittsburgh.

Which were read and referred to the Committee on Finance.

Also

No. 3047. Communication from Mrs. Sophia Walter, 1435 Woods Run avenue, complaining that sewage from main sewer backs up into her sewer.

Also

No. 3048. Communication from J. H. Murphy, 2747 Glen Mawr avenue,

20th Ward, stating the sewer on Glen Mawr avenue is too high and causes sewages to back up into his cellar.

Also

No. 3049. Communication from Edward Lang complaining of sewerage conditions on Ordinance avenue, 20th Ward (formerly Union Township).

Also

No. 3050. Communication from Squirrel Hill Board of Trade relative to the system of parking on the wharves at night.

Also

No. 3051. Communication from the War Veterans Association of America requesting that a light be installed at Sterrett and Mt. Vernon streets, 13th Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3052. Communication from F. R. Phillips, Pittsburgh Railways Company, relative to discussion concerning financial reorganization of the Pittsburgh Railways Company.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3053. Communication from War Veterans Association of America

complaining that merchants are disregarding the ordinance prohibiting the use of sidewalks for display and sale of merchandise.

Which was read and referred to the Committee on Public Safety.

Mr. Kane presented

No. 3054. Petition for improvement of sewerage conditions on Brighton road at the City Line.

Which was read and referred to the Committee on Public Works.

MOTIONS AND RESOLUTIONS.

Mr. Kane moved

That the President of Council be requested to arrange a conference for Thursday, March 28th, 1935, at 2 P. M., between the members of Council, the Efficiency and Economy Commission of Pittsburgh the Police Research Commission, representatives of the Department of Public Safety and the officers of the Police, Firemen and Municipal Pension Funds, for the purpose of discussing pensions.

Which motion prevailed.

Mr. Gallagher moved

That the Minutes of Council of Monday, March 18th, 1935, be approved.

Which motion prevailed.

And on motion of Mr. Soost

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, April 1, 1935.

No. 14.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, April 1, 1935.

Council met.

Present:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

PRESENTATIONS

Mr. Demmler presented

No. 3055. Communication from the Public Service Commission of Pennsylvania enclosing copy of order adopted by the Commission in re: rate case against Duquesne Light Company. Which was read, received and filed.

Also

No. 3056. An Ordinance re-establishing the grade of Edwards way, from South Twenty-first street to South Twenty-second street.

Also

No. 3057. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement, for and on behalf of the City of Pittsburgh, with the West Liberty & Suburban Street Railway Company and the Pittsburgh Railways Company, relating to the relocating and reconstructing of the street railway of the said Railway Companies and the necessary appurtenances and equipment therefor, on, over and upon Brookline boulevard, as now opened, extending from, and between West Liberty avenue to/and Pioneer avenue, in the 19th Ward of the City of Pittsburgh; said agreement to be in form as herein set forth, and providing, inter alia, for conveyance of title by the Railway Companies to the City of the land over and upon which the street railway is situate, and for reservation to said Railway Companies of the exclusive and perpetual right to construct, maintain and operate a double track street railway on, over and upon said part of said Brookline boulevard, as opened; and for reimbursement by the City to the Railway Companies of the cost of such relocation and reconstruction of the said street railway and necessary appurtenances and equipment therefor.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Kane presented

No. 3058. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract, or contracts, for the grading, regrading, pav-

ing, repaving, recurbing, and otherwise improving of Brookline Boulevard, from a point about 100 ft. South of Pioneer avenue to Edgebrook avenue, and providing for the payment of the cost thereof.

Also

No. 3059. Petition for the Grading, Paving and Curbing of Imperial street, from Phillips avenue to south line of the Colfax Plan.

Also

No. 3060. An Ordinance authorizing and directing the Grading to a width of forty (40) feet and the Paving and Curbing of Imperial street, from Phillips avenue to the south line of the Colfax Plan of Lots, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Also

No. 3061. An Ordinance widening Frankstown avenue, in the 13th Ward of the City of Pittsburgh, from a point 45.31 feet west of Wilkinsburg avenue to the dividing line between the City of Pittsburgh and Penn Township at the dividing line between lots No. 14 and No. 15 in the Jacob Weiman Plan of Lots, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3062. Petition asking that property at the corner of Bennett street and Tokio street be levelled off for playground purposes.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3063. Petition for investigating of activities of the Bureau of Police in the strike of employees of haulers for the A. and P. Tea Company.

Which was read and referred to the Committee on Public Safety.

Also

No. 3064. Petition for improvement of Creedmore avenue, 19th Ward.

Also

No. 3065. Communication from the Department of Public Works relative to the State Highway Department to pay the cost of all physical work on the improvement of State Highway routes within the city limits.

Also

No. 3066. Report of the Department of Public Works relative to cost of construction of public sewer in Olympia Park and part of Ruhl Foundation property.

Also

No. 3067. Communication from the Department of Public Works relative to question of financing needed requirements of the Department during 1935, referring particularly to the needs of the Bureau of Water.

Also

No. 3068. Communication from the Department of Public Works submitting list of improvements including streets as part of State highways in the City of Pittsburgh to be financed by Federal Funds.

Also

No. 3069. Petition for and Communication from the Pittsburgh Railways Company relative to construction of sidewalks, on Crafton boulevard, from Noblestown road to Stratmore avenue.

Also

No. 3070. Communication from the Department of Public Works transmitting an anonymous letter signed "Members of Squirrel Hill Community" relative to defective condition of the Wilmot Street Bridge.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 3071 Resolution authorizing, empowering and directing the Di-

rector of the Department of Public Works to employ the services of one or more Sanitary Engineering Experts to advise and assist the said Director in the preparation of the submission of a comprehensive plan for the collection, disposal and treatment of sewage of the City and such adjacent communities as might possibly cooperate with the City in adopting a unified plan for the Metropolitan District, and further, to consult and advise with regard to a project for the collection and ultimate treatment of sewage in the downtown district and adjacent areas, providing for the entering into of an agreement for the doing of this work, and the payment of the expenses incurred therein subject to the approval of the Mayor and the Finance Committee of Council, and that the expenses so incurred shall be chargeable to and payable out of Appropriation No. _____ and not exceed the sum of Five Thousand (\$5,000.00) Dollars.

Also

No. 3072. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account _____ to Code Account _____, for the payment of Sanitary Engineering Experts, Department of Public Works.

Also

No. 3073. Resolution authorizing the issuing of warrants in payment of bills incurred by the 31st Ward Welfare Association during the 1934-35 winter season, and charging the same to Appropriation No. 42, Contingent Fund, as follows:—

F. W. Scott	\$ 3.27
Homestead Hardware Co.	5.33
Ladies Aid Society	17.75
Charles McKeown	35.00
Charles Lutz	52.80
Hays Garage	103.04

Also

No. 3074. Resolution authorizing the issuing of a warrant in favor of Thomas D. English in the amount of \$275.00, in full payment for wage claim due him by reason of his dismissal and reduction from the position of patrolman in the Bureau of Police

during the years 1932 and 1933, and charging the same to Code Account No. _____.

Also

No. 3075. Resolution authorizing the issuing of a warrant in favor of Wm. Lavene, 1834 Tonopah avenue, in the sum of \$325.00, for injuries received by falling on defective steps on Suburban avenue, 19th Ward, on February 6, 1935, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 3076. Resolution authorizing the City Controller to cancel on his books the charge of \$13.31 erroneously billed against John Yotz of 809 Eureka street, for the opening of a street by the City to treat a water leak.

Also

No. 3077. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account 118-8, Improvement of Streets and Thoroughfares and Public Properties of the City of Pittsburgh, to Code Account 118-9, Purchase of Supplies and Materials, Purchase or Rental of Equipment, and Payment of Miscellaneous Services for Engineering, Planning and Research Projects in the Department of City Planning.

Also

No. 3078. Communication from A. C. Teplitz, Esq., asking that Louis Wittenstein and M. X. Neiman be exonerated from water assessment on garage located at 2846 Carson street and 2847 Carey way, 16th Ward, for the years 1927 to 1933, inclusive.

Also

No. 3079. Resolution authorizing and directing the Board of Water Assessors to issue to Louis Wittenstein and Max S. Neiman an exoneration in the sum of \$168.00 for the years 1927 to 1933, inclusive, covering premises at Nos. 2846 Carson street and 2847 Carey way, 16th Ward, because of erroneous water assessment on garage.

Also

No. 3080. Communication from L. G. Bleichner proposing removal of

stone necessary to clear property on the site of the new incinerator plant.

Which were severally read and referred to the Committee on Finance.

Mr. Soost presented

No. 3081. An Ordinance authorizing the issuance of a warrant in favor of the Animal Rescue League of Pittsburgh in the sum of \$2,000.00.

Also

No. 3082. An Ordinance regulating the construction, installation, alteration and repair of warm air, steam and hot water heating systems and air conditioning systems; providing for licenses and permits; fixing fees for such licenses and permits; granting certain authority to and imposing certain duties upon the Superintendent of the Bureau of Building Inspection and Code Committees to be appointed by him; and providing penalties for violation of the provisions of this ordinance.

Also

No. 3083. An Ordinance regulating the construction, equipment, maintenance, operation and inspection of elevators; providing for the issuing of permits, certificates of operation and inspection certificates therefor; fixing fees for the said permits and certificates; granting certain authority and imposing certain duties upon the Superintendent of the Bureau of Building Inspection and inspectors in the employ of the said Bureau; and providing penalties for violation of the provisions of this ordinance.

Which were read and referred to the Committee on Public Safety.

The Chair presented

No. 3084. Resolution registering the approval by the Council of the City of Pittsburgh of House Bill No. 1287, providing for a method of collecting delinquent taxes where there are encumbrances against the real estate, and requesting the Senate of Pennsylvania to pass said Bill, and the Governor to approve same.

Also

No. 3085. Communication from the Civil Service Commission advising

that the amendment to Rule X, Sections 7 and 8, creating preferred eligibility lists, failed to be approved and is not in force.

Also

No. 3086. Communication from L. M. Johnston, Director of Public Works, relative to expenditure of funds for material and labor in the McCartney Run Sewer project.

Which were severally read and referred to the Committee on Finance.

Also

No. 3087. Communication from Thomas M. Benner relative to Zoning classification on property leased by the City for gasoline service station to Pauline Colker, located at the corner of Ward street and the Boulevard of the Allies.

Also

No. 3088. Communication from R. P. Alexander relative to leasing stable in Schenley Park.

Also

No. 3089. Communication from Mike Cuda, 1130 Willing street, East End, relative to the condition of Willing street.

Also

No. 3090. Communication from C. H. Bracken, Esq., representing Brentwood Borough, requesting permission for the Borough to connect proposed 24 inch sewer from Brentwood along Streets run through Mifflin and Baldwin Townships, with sewer the City is constructing through old Hays Boro., and enclosing complete set of plans.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3091. Communication from Arthur I. Zeiger, Esq., calling attention to traffic hazard at the corner of Warington avenue and Haberman street.

Also

No. 3092. Communication from the War Veterans' Association of America relative to merchants display-

ing and selling merchandise on sidewalks.

Also

No. 3093. Communication from business firms on Penn avenue asking for a change in parking regulations on Penn avenue between 11th and 13th Streets.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 3094. Communication from W. R. Dunlap, Chairman of the Army Day Committee, inviting Council to attend the Mass meeting in Memorial Hall, April 6th, 1935.

Which was read and referred to the Committee on Finance.

Also

No. 3095. Resignation of George S. Davison as a member of the Transit Commission of the City of Pittsburgh.

Which was read, received and filed.

Also

No. 3096. Communication from L. W. Monteverde, addressed to the Mayor, resigning as a member of the City Transit Commission.

Which was read, received and filed.

Also

No. 3097. Resignation of Edward A. Young as a member of the Transit Commission of the City of Pittsburgh.

Which was read, received and filed.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 3098. Report of the Committee on Finance for March 26, 1935, transmitting sundry papers to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2987. An Ordinance entitled, "An Ordinance to provide for the licensing of vending slot machines and other lawful devices designed and used for amusement and entertainment after application to and investigation by the Bureau of Police."

Which was read.

Mr. McArdle stated

That the City Solicitor had some criticism as to the amendment made in committee, and therefore, moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 3026. An Ordinance entitled, "An Ordinance creating and establishing the position of Utility Rate Expert in the Department of Law, prescribing the duties and qualifications, and fixing the compensation thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time.

Mr. Magee arose and said:

Mr. President:— May I be permitted to make a few remarks at this time?

The Chair said:

If there are no objections from the other members, you may do so.

Mr. Magee said:

Mr. President:— I wish to be recorded as voting NO on the bill creating the position of utility rate expert. In this case, as in so many others that have come before us, I criticize the means proposed to be used to accomplish the purpose desired. I said that about the meter tax bill; I said that about the proposed litigation against the South Pittsburgh Water Company, and I said it about the various street railways matters that have been before this body during the past year. I agreed with the end or aim of all these measures, but have been opposed to the method and means advanced to bring about the results desired.

In the pending ordinance there is only \$3,600.00 provided for the salary of the officer who is expected to render the service of an expert. You cannot

do so, but for a few thousand dollars greater salary you could. For the salary the ordinance provides you may get an expert meter reader. Meter reading is an insignificant item in all the manifold public relations of the utility companies in Pittsburgh.

I am not voting against the ordinance because I do not approve of the principle of it, but because I feel a better qualified man could be secured if the salary were \$6,000.00. An expert at that salary could be called upon to supply specific information and advice to Council on all utility rates and service, with a view to obtaining city-wide adjustment of the charges, instead of the occasional relief to some individual. If this bill is pressed for passage today, I shall be compelled to vote against it.

Mr. Kane arose and said:

Mr. President:— I regret to have to differ with Mr. Magee on this question. I don't think it is at all fair for him at this particular time to criticize everything that the members of Council attempt to do with respect to utility matters.

I know he did not agree with the majority of Council on the meter tax; the only difference was the amount of the tax. Mr. Magee said that if the rate was set at \$1.00 he would vote for it. He agreed with the principle, but not the amount of the tax.

With reference to the expert services and our procedure with reference to the traction situation: The people of Pittsburgh (the car riding public) have paid over \$500,000 for expert services as represented to us by the Traction Conference Board. That sum was paid by the people who ride the trolley cars, and after ten years we don't know any more about the street car situation than we did at the time the agreement was entered into.

Council is proposing legislation for the employment of an expert. I realize it is not setting up an expert who can handle and go into every utility matter that confronts the City of Pittsburgh. Everybody at least will agree that there are a great many people who are not educated in public utility matters. Many of them are intelligent people and they are dissatisfied with the bills

they receive from the companies, and would be helped considerably by this service. All this bill does is to set up a minor position where the small consumers can go and get information as to whether the rate charged them is proper. I am not so dense as to think that this position we are setting up will solve all the problems confronting the City of Pittsburgh. I know there are a lot of small consumers of power service furnished by the utility companies who do not get the right kind of replies to the inquiries they make with respect to their rate. It is reported if they disagree with the billing, the utility companies will agree to check their meters, and the billings read according to the meter, and the person making such a request has to pay for the test of the meter. A lot of people cannot afford to pay that charge.

Because this expert to be employed under the provisions of this ordinance will be of service to the small consumer, I am voting YES.

Mr. Magee arose and said:

Mr. President:— At the time the meter tax ordinance was considered in Committee, I said that I would vote for it if the tax were low enough to be defended as a license tax. I said that if it was contested it would be contested on the ground that it was a property tax and levied against the property already taxed. The amount I suggested was 50 cents. I said I would take a chance on One Dollar. I did not want to get it out of the category of a license tax and into the category of a property tax. Had any advice been taken then, the City Solicitor could have presented a different issue to the Court.

To come back to the bill before us now, the point I make is that for \$3,600.00 you will get a small amount of service; you will merely get a bill calculator. For \$6,000.00 you can get a utility engineer, one who will give 100 times the service you will receive for \$3,600.00. Why don't we obtain the services of an expert? I predict this meter checker that you will get under this ordinance will have very little to do. As a result of the newspapers printing the story, he may have a run of consumers for a short time who will

ask him whether they are on the right rate or not. Once they are satisfied, his function is practically ended.

Why go about the handling of our relations with the giant utility interest in a picayune way?

Mr. Kane arose and said:

Mr. President:— I suggested to Mr. Magee in committee to amend the bill to fix the salary at a higher rate.

The Chair said

Why not send it back to committee?

Mr. Kane said:

The opportunity was given all the members of Council in committee to amend the bill if the salary was not large enough. If we pay \$6,000.00 what is there to stop the utility company from paying \$12,000.00? It is a question of "riding" me continually and if the other members of Council are not satisfied, they can bring in their own bills. As far as going over to the utility companies for information, there was a lot of small merchants who did that and they were shown two rates, and after being shown them they did not understand the charges. We had that proven to us here in the Council Chamber.

Mr. Anderson arose and said:

Mr. President:— Ordinarily I would say that the rate of pay set up in this bill is entirely too high, if the employe is just going to furnish the information that Mr. Kane wishes and get the same service for nothing. It is Mr. Magee's idea to have an expert to go into all these questions and pay him \$6,000.00. I think he is the man we should employ. If they are only going to employ a clerk, he will not be of much use to consumers or the City. The Duquesne Light Company simplified the rate schedules, and I think they are clearly understood by all. I don't feel like voting for \$3,600.00 for a man who will merely furnish information about rates. There are only four rate schedules, and an ordinary clerk can go into the office and answer all the questions asked by users of electricity. I cannot see if that is going to be the duty of the person employed under this bill, he should receive \$3,600.00

because it does not measure up to the amount paid for services rendered by the men and women in the employ of the utility companies.

Mr. Kane said:

Mr. President:— Answering Mr. Anderson, if he will read the bill he will see that the person to be employed is to be more than a clerk. It is true, of course, that the Duquesne Light Company simplified their rate schedule, but nevertheless a consumer, when in doubt, does not know whether he is on the right schedule or not. It is for that class of consumers that this so-called expert will be of service. In setting up this position, it is the hope of Council that the Department of Law will secure the services of the type of man who appeared before Council recently and expressed his views on rate structures. There are a dozen like experts in Pittsburgh who are willing to accept the position at the salary fixed in the ordinance; and if the position is set up in the Law Department, there is nothing to stop them from using the employe on any utility litigation. If they feel they cannot get the right kind of a man for \$3,600.00, let them set up the right salary. For the gentleman to say we are setting up another clerical position, I wish to say that he does not understand the ordinance.

And the bill as read a third time was agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Noes:—Mr. Magee.

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2886. An Ordinance entitled, "An Ordinance fixing a charge of fifty cents per automotive car (with

or without trailer) for twenty-four (24) hours or less for camping privileges in the Schenley Park Tourist Camp for the year 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2981. An Ordinance entitled, "An Ordinance fixing the Golf fees and regulating the granting of permits to play Golf and Lawn Tennis within the public parks of the City of Pittsburgh during the year 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 3008. An Ordinance entitled, "An Ordinance making an appropriation in the sum of Twenty-five thousand dollars (\$25,000.00) for the purpose of making payment of bids made at Sheriff's Sales by the City of Pittsburgh in cases necessitating the bidding in of property to protect the City's interest."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Also

Bill No. 3007.

City of Pittsburgh
Department of Law

March 16, 1935.

To the Honorable,
The Council of the City of Pittsburgh.
Gentlemen:

A serious emergency now exists whereby the City is unable to bid in for its protection certain real estate to be sold at the monthly Sheriff sales, against which there are delinquent taxes and other municipal claims, for the reason that there is no existing appropriation from which to pay the bid should the property be sold to the City.

As the condition now exists it is possible for the plaintiff on the writ to bid only the costs and if no other bids are made the property is sold to him and the taxes and municipal claims carried on from one grantee to another with increasing penalties each year.

For this reason we deem it advisable in some instances, where sufficient equity in the property exists and where the plaintiff's bid is only for costs, to have a representative of the City make such bid. In such cases the City, being an outside bidder, must pay the bid at once.

We, therefore, transmit to you herewith for your consideration, and rec-

commend for your immediate approval, an appropriation ordinance to relieve this emergency.

Respectfully submitted,

WM. N. McNAIR,

Mayor.

JAMES P. KERR,

City Controller.

In Finance Committee, March 26, 1935, Returned to council to be printed in the record.

Which was read, received and filed.

And the bill as read a second time was agreed to.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2978. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for Refreshment Concessions in City Parks."

In Finance Committee, March 26, 1935, Bill read and amended in Section 1 by striking out the words "Department of Public Works" at the end of Section 1, and by inserting in lieu thereof the words "Committee on Parks and Libraries and bids shall be taken on each individual location separately," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2894. Resolution authorizing the Director of the Department of Public Works to accept the proposal of Frank Vittor for furnishing an original plaster model for a drinking fountain for the various parks for the sum of \$275.00, and appropriating the said amount from Bond Fund No. 122 and authorizing the issuing of warrants drawn on said fund for the payment of the said model.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative the resolution passed finally.

Also

Bill No. 2983. Resolution authorizing and directing the City Controller to transfer the sum of \$5850.00 from Code Account No. 1256, Wages, Regular Employees, Bureau of Sanitation, to Code Account No. 1107, Printing Topographic Maps, Department of City Planning, and authorizing the issuing of a warrant on said fund in payment of printing said Topographic Maps.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3038. Resolution authorizing the issuing of a warrant in favor of S. George in the sum of \$392.00; The Pittsburgh Hospital Association in the sum of \$701.10, and Dr. Wm. B. McKenna in the sum of \$200.00, in full settlement for all claims for hospital bills for services rendered Charles A. Hillegas, who was injured while in the course of his employment for the City of Pittsburgh, and charging same to Code Account No. 44,

Workmen's Compensation Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3046. WHEREAS, The standard time established by law throughout the Commonwealth of Pennsylvania is the mean solar time on seventy-five Meridian west of Greenwich, which standard is hereby specifically recognized as the legal and proper standard for the City of Pittsburgh, as well as for every other portion of the Commonwealth; and,

WHEREAS, It has become more and more apparent that the virtually unanimous sentiment of the population of Pittsburgh is in favor of the saving of one extra hour of daylight during the summer months of each year; Therefore, be it

RESOLVED, By the Council of the City of Pittsburgh, That in order to carry into effect such unanimous desire and without infringing upon the legal standard time as fixed by statute, the people of the said City be and they are hereby requested to so regulate their business and affairs that one hour of daylight may be saved during said period and for that purpose that they be further requested and invited to advance their clocks, watches and time-pieces at two o'clock Ante Meridian for one hour on the last Sunday of April, and to retard or turn back said clocks, watches or time-pieces one hour at two o'clock Ante Meridian on the

last Sunday of September; And, be it further

RESOLVED, That in order to facilitate and conform to such change during the said period and to promote uniformity, the various departments and bureaus of the City government and other public officials within the City of Pittsburgh be and they are hereby requested to so arrange their business that the time of public employment may begin one hour earlier each morning and wherever it may be practical and legal so to do, that such time of employment shall cease one hour earlier than at the present time.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2919. Communication from the Mayor appointing Peter V. Tkach as a member of the Transit Commission.

In Finance Committee, March 26, 1935, Read and returned to council for action.

Which was read, received and filed.

Mr McArdle also presented

No. 3099. Resolved, That the appointment by the Mayor of Peter V. Tkach to the position of Member of the Transit Commission, vice Edward A. Young, whose term has expired, shall be and the same is hereby approved and confirmed.

Which was read.

Mr. Kane moved

The adoption of the resolution.

Mr. Kane arose and said:

Mr. President:— The reason I asked for the adoption of this resolution is that Rev. Tkach requested me to bring it up in Finance Committee the other day and decide one way or the other on it. I know the members of Council will disagree with me on this view, but I think it is due the appointee that definite action should be taken on his confirmation.

The gentleman has been humiliated by the Mayor, and the Mayor when he submitted his name did not think he was going to be approved and confirmed. The Mayor has had a lot of fun out of this matter, and the gentleman has been running back and forth between Council and the Mayor's office. He has been travelling back and forth to Harrisburg passing out literature on the Five-to-one Bill.

Rev. Tkach represents a certain group of people who have a standing in the community, and I think it is very poor business on the part of the Mayor to humiliate him. Therefore, Council should take definite action on the appointment. His appointment on the Commission, in my judgment, will do no harm.

And the question recurring on the adoption of the resolution.

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Noes:—Messrs.

Demmler	McArdle
Magee	

(Mr. Anderson not voting)

Ayes 5. Noes 3.

And a majority of the votes of council being in the affirmative, the motion prevailed.

Mr McArdle also presented

No. 3100.

3101 Landis Street, Pittsburgh, Pa.

March 16, 1935.

Hon. Robert Garland, President,

And Members of City Council.

Pittsburgh, Pa.

Gentlemen:

The newspapers of Tuesday, March 12, 1935, printed the statement of the Maryland Casualty Company in answer to the City's claim on surety bonds of the former City Treasurer Mr. Schooley. This statement alleges—That Council's ordinance, approved by the Mayor on Dec. 5, 1930, requiring security for ALL City bank deposits, was not effective in 1931; that the Council knew of the efforts of the Treasurer in demanding security for City deposits for 1931. security and that he had no legal right to withdraw City funds from banks which had not furnished security for City deposits for 1931.

Failure or neglect to promptly deny and refute such allegations would give the impression that the Council of 1930-1931 and its members were only making gestures and were not sincere when they passed the ordinance requiring security for all City deposits. The inference, if not the direct charge is plain, that the Councilmen of 1930-31 are therefore somewhat responsible for the jeopardy and perhaps loss of City funds in certain banks which closed or failed. As a member of Council in 1930 and 1931 and as sponsor of this ordinance, I deny most emphatically the inferences, intimations and charges alleged in the statement referred to above. I protest most earnestly against any attempt to shift the blame and responsibility for the safety of the City funds from Administrative Officials to Council as a body or to me as one member of Council.

When the ordinance of Dec. 5, 1930 was passed, no bank crisis existed. There were no signs or hints of any impending bank closings, failures or bank troubles of any kind whatsoever. A bank security ordinance was necessary because the Council wanted to release for the use of the City the existing bank insurance fund of the peoples' money which had been tied up for many years. The idea was to return this fund of Five Hundred Thousand Dollars (\$500,000.00) to the general funds of the City treasury, and reduce the taxes for 1931 by this amount. The City proposed to change its policy of carrying its own insurance of its bank deposits with City money by requiring the banks to furnish the security, and

in order to accomplish the change, the new ordinance was passed.

All the banks holding City deposits in 1930 were notified that they must furnish security as required by the new ordinance of Dec. 5, 1930. Such banks and, all banks would have to relinquish City funds by January 1, 1931 or else furnish security; otherwise they could not legally continue as City depositories in the year of 1931.

The Council as a body, and I, as a member and Chairman of the Finance Committee, were never advised or informed by the Treasurer, the Controller, or any other person, that any bank or number of banks were unable to qualify as City depositories for 1931 under the ordinance of Dec. 5, 1930. The banks and bankers, through members and officers of the Pittsburgh Clearing House Association, had assisted the City in framing the ordinance.

Neither the Council nor its members were ever advised by the Treasurer or Controller in January 1931, or during the first nine months of the year 1931, that they were having any trouble with any banks or that any banks had not furnished complete security for all City deposits for 1931. As far as the Council and its members were advised or had knowledge, everything was safe and satisfactory until the bank crisis struck in October 1931.

From January 1, 1931 and all during the year until October, neither the Council as a body nor I as a member, had heard even a whisper or intimation that our ordinance of Dec. 5, 1930 was not being enforced or that it had never been effective with every bank accepting City deposits. Nor had Council any advice or intimation as to whether the City Treasurer was or was not making daily reports to the Controller of receipts, deposits and withdrawals as required by Section Seven of the State Law known as the Charter Act.

Late in 1931, in the month of October, as I remember it, the Council and every member were more surprised and shocked than the people, when the news accounts of bank closings and failures disclosed the jeopardy of City funds which Council thought had been protected and secured. During the crisis, an eleventh hour trustee ar-

rangement with one City depository was made without the knowledge of, or action by, the Council. I am not criticizing this trustee arrangement; reference to it is due to the fact that Council was not advised of it until AFTER it had been made as evidence showing that Council did not know of the bank deposit trouble until AFTER same had been exposed in the newspapers.

AFTER the debacle, the Council did a good job despite the heavy handicap which had been put upon the City by the ADMINISTRATIVE OFFICERS who had not enforced the City ordinance and the Charter Act. Had the laws been enforced the funds of the City would not have been jeopardized or lost. If Council had passed Bill No. 4916, which authorized the selection of new depositories for 1932, it would have eliminated the Pennsylvania Trust Company which was one of the four active depositories and had won the title of the Clearing Bank because its interest bid in December 1930 was the highest. The maximum amount of City deposits any Clearing Bank was permitted to have under the ordinance of Dec. 5, 1930 was One Million Dollars (\$1,000,000.00) ALL of which should have been secured. This Company had Two Million Six Hundred Thousand Dollars (\$2,600,000.00) of City deposits and had furnished only about Three Hundred Thousand Dollars (\$300,000.00) of security, thus leaving about Two Million Three Hundred Thousand Dollars (\$2,300,000.00) of City funds unsecured.

In an effort to try and recover this unsecured money, Council passed Bill No. 4892, a Resolution requesting the City Treasurer and City Controller to award no contracts for City Depositories for 1932 until further advised by Council. Through this diplomacy or strategy, this particular bank was able to stay in business long enough to enable the City to recover about One Million Dollars (\$1,000,000.00) and we were assured by the Controller that the balance of One Million Three Hundred Thousand Dollars (\$1,300,000.00) was fully protected and he gave his opinion that the City would practically recover all of its funds in this bank.

Over three years have elapsed and

the law suit of the City to recover on the surety bonds of one official has only now come up for Court review. Owing to the uncertainties of the future, I deem it my duty to submit for the record this statement of facts as a complete answer to the articles printed in the newspapers on March 12, 1935 regarding Council and the bank deposit matter.

The sincerity and the integrity of the Council of 1930-31 and its members regarding City Deposits have been challenged. I have answered as briefly as I could under the circumstances. I respectfully ask that the present Council, as a matter of justice toward their predecessors of 1930-31 accept this communication and order same printed in full in the Municipal Record.

Respectfully,

W. Y. ENGLISH.

In Finance Committee, March 26, 1935, ordered returned to council to be printed in full in the record.

Which was read, received and filed, and on motion of Mr. McArdle, ordered printed in full in the Record.

Mr. McArdle also presented

No. 3101. Report of the Committee on Finance for March 27, 1935, transmitting two ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2512. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of August F. Abel and Flora V. Abel, his wife, situate in the 19th and 20th Wards of the City of Pittsburgh, for public playground purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Demmler arose and said:

Mr. President:— I regret very much that I was either absent from the room or did not hear the reading of Bill Nos. 2418 and 2545 when they were called up in special meeting of the Finance Committee last Wednesday.

These ordinances are for the purchase of the property of Mr. Long and Mr. Abel on the hillside from Broadway to Banksville road in the Beechview District.

The property is very irregular and it is hard to know what property the City is purchasing unless staked off, so that a person looking at it could determine at a glance how much of the vacant land is to be included in the purchase.

There is a rise of 265 feet from Banksville road to Broadway, and even where the property enters from Broadway it is so steep that it would be necessary to place steps there to get to the level section of the property.

A small section of the property has been used for a mush ball field, and this would be inadequate for a baseball field.

In my judgment the property is not suitable for playground purposes. I don't know how the other members of Council feel about it.

Mr. McArdle arose and said:

Mr. President:— These bills concern properties which have been before Council for six or eight years. This property has been studied by all the civic bodies in Beechview with respect to its adaptability and availability for playground facilities; and on numerous occasions (I don't know how many) two within the last year—delegations appeared before Council and presented their views that this property should be acquired wholly on the ground that it is the most desirable place located in that district for a playground.

The description of the property which Mr. Demmler gives may be true as far as the whole plot is concerned, but it is not true with respect to the property proposed to be acquired under these ordinances. The property does not go to Banksville Road. There is a drop of perhaps 150 feet from Broadway; that is rather steep, then it hits

a much more gradual slope that would be the available property. That part of it which faces on Broadway and which would be used as an entrance to it for almost the entire distance is practically level, and it then goes down rapidly and flattens out to a more gradual decline from then on down to the lower end.

Nobody, of course, will claim that it is ideal playground property, because nothing like that exists in Beechview; nothing like it exists in Brookline, and nothing like it exists in Mt. Washington.

This property, as it lies, is equally suitable to satisfactory development as Olympia Park, which now has one of the best ball grounds in the City of Pittsburgh. I think it may be said that it is equally suitable to satisfactory development, as far as topography goes, as the Moore Playground, which is now in the course of being developed as a sort of major playground.

I have walked all over the property, and did so within the last two or three months, and it was after a visit of that kind I decided that, while not ideal, it is the best in that part of Beechview which desires further playground facilities; and as far as my judgment is worth anything, those who have not seen it. I hope they will take it as fairly and conformly to the facts as it applies to the property. If I did not believe that I would not have introduced the ordinances.

Mr. Demmler arose and said:

Mr. President:—It is unfair to compare this property with the Moore Playground, because the Abel and Long properties do not contain as much level ground as the Moore Playground.

The property, according to the map, as I saw it, is very irregular. There are a number of angles and points to the property, and then there is a small space where there is a mush ball field. There is not enough level space in this property to compare with either Olympia Park or the Moore Playground.

Until I see the property staked off, I question very much whether the members of Council should vote to pass these ordinances. Further, I doubt whether this property could be developed like the Moore Playground. I

must therefore vote NO on these ordinances.

Mr. Kane arose and said:

Mr. President: — This is the piece of ground that the members of Council will recall the civic organizations in Beechview appeared and petitioned Council to select as a playground. It is very difficult to find any site in Beechview or Brookline that would adapt itself to a playground without a lot of improvements. There are other sites in Beechview suitable for a playground, but the residents out there are of the opinion that they are far too removed from the center of population.

I don't agree with Mr. Demmler when he compares this property with the Moore playground as it exists today. I don't think he was familiar with the Moore Playground prior to commencement of improvements there. I happen to be a resident of that section, and I know that the Moore Playground was the least desirable. I know there was property in the residential district which would have been more suitable than the Moore Playground. The Moore Playground before the improvements were made was a narrow stretch of ground extending along Pioneer avenue and next to a ravine, which was filled in. There is a vast difference between the terrain of the property now and when it was taken over for a playground. Any person familiar with it then and now will corroborate me on this point.

With respect to the Abel and Long properties, I don't know of any other site that is located near the center of the population. That is what the leading organizations out there desired.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson McArdle

Gallagher Soost

Huston Garland (Pres't)

Kane

Noes—Messrs.

Demmler

Magee

Ayes 7. Noes 2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2545. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of T. W. Long, situate in the 20th Ward of the City of Pittsburgh, for public purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson

McArdle

Gallagher

Soost

Huston

Garland (Pres't)

Kane

Noes—Messrs.

Demmler

Magee

Ayes 7. Noes 2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2980. Resolution authorizing and directing the City Controller to transfer the following sums, amounting in the aggregate to \$3,000.00, within the Bureau of Highways and Sewers, D. P. W.,

From Code Account No. \$3,000.00

To Code Acct. No. 1621,

Wages, Jan. to Mar.,

Cleaning Highways \$2,000.00

Mr. Demmler arose and said:

Mr. President:— I regret very much that I was either absent from the room or did not hear the reading of Bill Nos. 2418 and 2545 when they were called up in special meeting of the Finance Committee last Wednesday.

These ordinances are for the purchase of the property of Mr. Long and Mr. Abel on the hillside from Broadway to Banksville road in the Beechview District.

The property is very irregular and it is hard to know what property the City is purchasing unless staked off, so that a person looking at it could determine at a glance how much of the vacant land is to be included in the purchase.

There is a rise of 265 feet from Banksville road to Broadway, and even where the property enters from Broadway it is so steep that it would be necessary to place steps there to get to the level section of the property.

A small section of the property has been used for a mush ball field, and this would be inadequate for a baseball field.

In my judgment the property is not suitable for playground purposes. I don't know how the other members of Council feel about it.

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a much more gradual slope that would be the available property. That part of it which faces on Broadway and which would be used as an entrance to it for almost the entire distance is practically level, and it then goes down rapidly and flattens out to a more gradual decline from then on down to the lower end.

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I have walked all over the property, and did so within the last two or three months, and it was after a visit of that kind I decided that, while not ideal, it is the best in that part of Beechview which desires further playground facilities; and as far as my judgment is worth anything, those who have not seen it. I hope they will take it as fairly and conformly to the facts as it applies to the property. If I did not believe that I would not have introduced the ordinances.

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With respect to the Abel and Long properties, I don't know of any other site that is located near the center of the population. That is what the leading organizations out there desired.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.	
Anderson	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Noes—Messrs.

Demmler

Magee

Ayes 7. Noes 2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2545. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of T. W. Long, situate in the 20th Ward of the City of Pittsburgh, for public purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson

McArdle

Gallagher

Soost

Huston

Garland (Pres't)

Kane

Noes—Messrs.

Demmler

Magee

Ayes 7. Noes 2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2980. Resolution authorizing and directing the City Controller to transfer the following sums, amounting in the aggregate to \$3,000.00, within the Bureau of Highways and Sewers, D. P. W.,

From Code Account No. _____	\$3,000.00
To Code Acct. No. 1621,	
Wages, Jan. to Mar.,	
Cleaning Highways _____	\$2,000.00

Code Acct. No. 1630,
Wages, Jan. to Mar.
Repairing Highways\$1,000.00

In Finance Committee, March 27, 1935, Read and amended by inserting in blank space, the words "1623, Cleaning Highways, Wages, Temporary Employees," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 3102. Report of the Committee on Public Works for March 26, 1935, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3023. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for widening the roadway of Carson street East, from South 10th Street to South 17th Street, and authorizing and setting aside an aggregate

sum of Sixteen thousand two hundred (\$16,000.00) dollars from Bond Fund 122, General Improvements Bonds 1934, for the payment of the cost thereof, including engineering expenses."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3024. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the improvement of Wharton street, from South 17th Street to South 21st street, by recurbing, relaying the sidewalks and improving the drainage facilities as may be necessary in connection with the resurfacing of the roadway thereof, and authorizing the setting aside of the sum of Three Thousand (\$3,000.00) dollars for the payment of the costs of said work from Code Account 1553, General Repaving."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3029. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement for and on behalf of the City of Pittsburgh with the Baltimore and Ohio Railroad Company and its affiliated companies, to wit: Pittsburgh Junction Railroad Company, Schuylkill Improvement Land Company of Philadelphia, and the Baltimore and Ohio Railroad Company in Pennsylvania, relating to the location, construction and maintenance of a trunk relief sewer on Four Mile Run, extending on, over, across and through private properties of the said Baltimore and Ohio Railroad Company, and its affiliated companies, from Second avenue northwardly to a point on Saline street in the vicinity of Four Mile Run road, and for the vacation of certain portions of Saline street for improving the alignment of the right of way of said Railroad Company, and its affiliated companies, and for the dedication of certain parcels of land of said Railroad Company, and its affiliated companies, for the easement of angles in Saline street in the vicinity of the proposed trunk relief sewer."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3031. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the improvement of Warrington avenue, from Saw Mill Run boulevard to Montooth street, by recurfing, relaying sidewalks, improving drainage facilities and otherwise improving as may be necessary in connection with the resurfacing of the roadway, and authorizing the setting aside of the aggregate sum of Twelve thousand (\$12,000.00) dollars from Bond Fund 296, Street Improvement Bonds, 1926, for the payment of the costs thereof, including engineering expenses in the Department of Public Works."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Kane also presented

No. 3103. Report of the Committee on Public Works for March 27, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with a negative recommendation.

Bill No. 2939. An Ordinance entitled, "An Ordinance amending an ordinance entitled, 'An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals, and imposing penalties,' approved August 9, 1923, by changing the Zone Map, Sheet Z—N20—E15 and Z—N 10—E 15, so as to change from a 'B' Residence Use District to an 'A' Residence Use District, all that certain property bounded by North Mathilda street, the easterly line of Kincaid Park Plan of Lots, Mossfield street and Luzerne street."

Which was read.

Mr. Soost moved

That the bill be recommitted to the Committee on Public Works.

Which motion prevailed.

Mr. Demmler presented

No. 3104. Report of the Committee on Public Service and Surveys for March 27, 1935, transmitting sundry ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 266. An Ordinance entitled, "An Ordinance vacating Can-

field street, from Warburton street westwardly to the westerly terminus thereof; Lillie street, from Crane avenue to Racook street; Peerless street, from Warburton street westwardly to the westerly terminus thereof; Racook street, from Lillie street eastwardly to a point on the northerly line at the line dividing lots No. 19 and 20 and on the southerly line at a point 19.82 feet eastwardly from the line dividing lots No. 40 and 41 in the South Park Land Company Plan of Lots and an Unnamed 20 foot Way, parallel to and 67 feet northwardly from Racook street, extending from Lillie street to Crane avenue, all in the 19th Ward of the City of Pittsburgh."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 267. An Ordinance entitled, "An Ordinance vacating Warburton street, in the 19th ward of the City of Pittsburgh, from Hargrove street southwardly to the right of way of the Pittsburgh and West Virginia Railway Company."

Which was read.

Mr. Demmler moved

A suspension of the rule to

allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 268. An Ordinance entitled, "An Ordinance vacating Dawn avenue, in the 19th Ward of the City of Pittsburgh, from Hargrove street westwardly to the easterly line of Dawn avenue, as opened by Ordinance No. 374, approved September 20th, 1916."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the

votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 269. An Ordinance entitled, "An Ordinance vacating Sabula way, in the 19th Ward of the City of Pittsburgh, from Warburton street to the line dividing lots No. 43 and 44 in the Belleville Plan of Lots."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3018. An Ordinance entitled, "An Ordinance re-fixing the width and position of the sidewalks and roadway of Carson street East, from South Tenth street to South Seventeenth street."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3019. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh a contract with West Liberty Street Railway Company, Pittsburgh and Birmingham Traction Company, United Traction Company of Pittsburgh, Mt. Washington Street Railway Company and Pittsburgh Railways Company, as parties of the first part, and the City of Pittsburgh, as party of the second part, providing for the temporary abandonment of street railway tracks on Warrington avenue between Boggs and Haberman avenues and the relocation and construction of street railway tracks on Warrington avenue between points South of the tracks proposed to be temporarily abandoned and the northerly end of the ramp to be constructed by the Allegheny County Authority, in the City of Pittsburgh."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3021. An Ordinance entitled, "An Ordinance re-fixing the width and position of the roadway and sidewalks and re-establishing the grade of Carson street West, from a point 53.13 feet east of Fernwood street to the bridge over Chartiers Creek."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3022. An Ordinance entitled, "An Ordinance re-fixing the width and position of the roadway and sidewalks and re-establishing the grade of Carson street West, from a point 292 feet west of Telford street to a point 90.70 feet east of Sanford street."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3015. Resolution requesting the Pittsburgh Railways Company to remove the platform on Forbes street under the Boulevard of the Allies above Brady street and restore the car stop on Forbes street at the corner of Brady street.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Kane
Demmler	Soost
Gallagher	Garland (Pres't)
Huston	

Noes:—Mr. McArdle

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Soost presented

No. 3105. Report or the Com-

mittee on Public Safety for March 27th, 1935, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2984. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of One (1) one-half Ton Auto Truck for the Bureau of Traffic Planning, and providing for the payment thereof."

Which was read.

Mr. Soost moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2985. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of One (1) Utility Automobile Truck for the Bureau of Electricity, and providing for the payment thereof."

Which was read.

Mr. Soost moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill passed finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3036. An Ordinance entitled, "An Ordinance to supplement an ordinance entitled, 'An Ordinance regulating the construction, alteration, additions to, arrangement, and the use and occupancy of all buildings or portions of buildings such as are designed or used for the purposes of hotels, apartments, tenements, lodgings, dormitories and clubs, association and fraternity houses when containing Classification No. IX and its subdivisions; regulating the installation therein of heating system; requiring the installation therein of fire extinguishing equipment; providing for the issuance of construction and occupancy permits therefor, and providing penalties for violation of the provisions hereof,' approved December 7th, 1922; regulating exits in certain apartments and tenements."

In Public Safety Committee, March 2, 1935, ordered returned to council with an affirmative recommendation, subject to letter of approval from the Department of Public Safety.

Which was read.

Mr. Soost moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Soost also presented
No. 3106.

April 1st, 1935.

Chairman and Members,
Committee on Public Safety,
City Council.

Gentlemen:

Replying to your letter of March 27th requesting a report on Bill No. 3036, An Ordinance To supplement an ordinance entitled, "An Ordinance regulating the construction, alteration, additions to, arrangement, and the use and occupancy of all buildings or portions of buildings such as are designed or used for the purposes of hotels, apartments, tenements, lodgings, dormitories and clubs, association and fraternity houses when containing Classification No. IX and its subdivisions, etc.", approved December 7th, 1922, regulating exits in certain apartments and tenements, there is attached hereto duplicate copies of report submitted by Mr. George E. Evans, former Superintendent of the Bureau of Building Inspection, which is full and complete in detail and self-explanatory.

Yours very truly,

THOS. A. DUNN,
DIRECTOR.

March 28, 1935.

Thomas A. Dunn, Director,
Department of Public Safety.

Dear Sir:—

In reference to Bill No. 3036, being an Ordinance to Supplement an Ordinance entitled, "An Ordinance regulating the construction, alteration, additions to, arrangement, and the use and occupancy of all buildings or portions of buildings such as are designed or used for the purposes of hotels, apartments, tenements, lodgings, dormitories and clubs, association and fraternity houses when containing lodgings, or apartments, which shall hereafter be known as buildings of Classification No. IX and its subdivisions; regulating the installation therein of heating systems; requiring the installation therein of fire extinguishing equipment, providing for the issuance of construction and occupancy permits therefor, and providing penalties for violation of the provisions hereof," approved December Seventh, 1922, regulating exits in certain apart-

ments and tenements, we beg to report as follows:

This Ordinance has been carefully examined by this Bureau, with the co-operation of the Engineering Division, and approved. We, therefore, recommend that this Ordinance be passed.

The purpose of the Ordinance is to make our regulations conform to the regulations of the Federal Housing Administration, which requires cross ventilation in apartment houses, etc.

We believe that in buildings classed as 9-B, which are fireproof buildings, it is not necessary to require two stairways where an enclosed automatic elevator is also installed in the same corridor. We have added, however, a provision that where a single stairway only is installed in a corridor, to which exits are provided for not more than six apartments, the stairway shall lead to an outside exit entirely fireproof.

We can see no interference with the present building regulations in this Ordinance and it does not make any change in existing regulations, it being entirely supplemental to those regulations which already exist.

We suggest that you recommend the passage of the Ordinance.

Respectfully submitted,

GEORGE E. EVANS,
Superintendent.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill passed finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Soost
Huston	Garland (Pres't)
Kane	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Kane moved

That the Conference of the members of Council with the Director of the Department of Public Safety, the Superintendent of the Bureau of Police and the members of the Police Research Commission, relative to the report of the Commission, be postponed from Wednesday until Thursday (April 4th) at 2 P. M., on account of the inability of the members of the Commission to be present on Wednesday.

Which motion prevailed.

Mr. Gallagher moved

That the following members be excused for absence from Council and Committee meetings:—

Mr. Anderson on January 4, 30, 31; February 20, 21, 1935;

Mr. Huston on February 21, March 13, 1935;

Mr. Kane on January 2; February 7, 1935;

Mr. Magee on December 31, 1934; January 8, 11; February 7, 11; March 25, 1935;

Mr. Soost on January 2, 21, 22, 23, 24, 28, 29, 30, 31; February 19, 21, 1935;

Mr. Garland (President) on February 21, 1935.

Which motion prevailed.

And on motion of Mr. Soost

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, April 8, 1935

No. 15.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, April 8, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Absent:—Mr. Soost.

PRESENTATIONS.

Mr. Demmler presented

No. 3107. An Ordinance establishing the grade of Jillson avenue, from Kenilworth street to Brookline boulevard.

Also

No. 3108. An Ordinance vacating Jillson avenue, in the 19th Ward of the City of Pittsburgh, from Plainview avenue to Brookline boulevard and Edgevale way, in the same Ward, from Jillson avenue to Brookline boulevard.

Also

No. 3109. An Ordinance fixing the width and position of the sidewalks and roadway, providing for slopes, parking, retaining walls and steps, and establishing the grade of Shawhan avenue, from Brookline boulevard to Brookline boulevard.

Also

No. 3110. Resolution requesting the local branch of the Parmelee Company to furnish Council with a report as to their experiments with lighter weight taxicabs; also a report as to whether it intends to reduce its rates in the event the application for the competing company was withdrawn or denied.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 3111. Petition of property owners and residents for the improvement of Newton street, 17th Ward.

Also

No. 3112. Petition of property owners and residents for the improvement of Hartford street, 17th Ward.

Also

No. 3113. Petition of property owners and residents for the improvement of S. 19th St., from Carson street to Edwards way.

Which were severally read and referred to the Committee on Public Works.

Mr. Kane (at the request of Department of Public Works) presented

No. 3114. An Ordinance authorizing the taking of bids and awarding contract or contracts for the operation and maintenance of all Comfort Stations.

Which was read and referred to the Committee on Public Works.

Mr. Kane presented

No. 3115. Communication from E. J. Owens, 2555 Woodward avenue, requesting repairs to Woodward and Plainview avenues.

Also

No. 3116. Communication from the Department of Public Works submitting reports of James W. Paul, Consulting Mining Engineer, relative to coal mine fires under Arlington avenue-Foley street, 16th Ward; Somers street and Wylie avenue, 5th Ward; Ruch hill, vicinity of Reed and Addison streets, 5th Ward; Herschel street, 20th Ward, and Crafton Heights near Baldwin avenue, 28th Ward.

Also

No. 3117. Report of James W. Paul, Consulting Mining Engineer, relative to coal mine fire under Arlington avenue and Foley street, 16th Ward.

Also

No. 3118. Report of James W. Paul, Consulting Mining Engineer, relative to coal mine fire under Somers street and Wylie avenue, 5th Ward.

Also

No. 3119. Report of James W. Paul, Consulting Mining Engineer relative to coal mine fire under Ruch street, in the vicinity of Reed and Addison streets, 5th Ward.

Also

No. 3120. Report of James W. Paul, Consulting Mining Engineer, relative to coal mine fire under Herschel street, 20th Ward.

Also

No. 3121. Report of James W. Paul, Consulting Mining Engineer, relative to coal mine fire under Crafton Heights near Baldwin avenue, 28th Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3122. Petition for one-way

traffic on Allen avenue going south to Industry street and one-way traffic on Walter street going North from Industry street to Warrington avenue.

Which was read and referred to the Committee on Public Safety.

Mr. McArdie presented

No. 3123. Communication from the Department of Public Works relative to claim of the Baltimore & Ohio Railroad Co. for claim for \$15,253.82 for expense it was put to in removing dirt from slide.

Also

No. 3124. Report of Efficiency and Economy Commission of Pittsburgh on Debt and Sinking Funds of the City of Pittsburgh.

Also

No. 3125. An Ordinance amending Section 1 of Ordinance No. 26, entitled, "An Ordinance creating and establishing additional positions in the Bureau of Recreation, Department of Public Works, and fixing the compensation therefor", approved February 7th, 1935.

Also

No. 3126. An Ordinance repealing the reservation of Twenty-six Thousand (\$26,000.00) Dollars in Code Account 105-K, Acquisitions of Property 2300 Block Fifth avenue, which was authorized in accordance with provisions of Ordinance No. 43, approved February 5, 1930, which authorized the sale of bonds for the aforesaid property.

Also

No. 3127. An Ordinance authorizing the issuing of a warrant in favor of George E. Scaff in the sum of \$146.90, in payment of insurance on City Council car No. 300, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3128. Resolution authorizing and directing the City Controller to make the following transfers of funds within the code accounts of the Department of Public Works:

FROM

No. 1718, Salaries, Regular Employees,
Comfort Stations\$34,500.00

No. 1719, Supplies, Comfort
Stations, 1,000.00

\$35,500.00

TO

No. 1663, Salaries, Regular Employees,
General Office\$ 1,000.00

No. 1722½, Operation and Mainten-
ance of Comfort Stations, 34,500.00

\$35,500.00

Also

No. 3129. Resolution authoriz-
ing the issuing of a warrant in favor
of Thomas J. Costic, 335 South Pacific
avenue, Pittsburgh, Pa., in the sum of
\$150.00, in full settlement of his claim
against the City for personal injuries
sustained January 1, 1935, on Maurice
street steps leading from Second aven-
ue to Forbes street, City, and charging
same to Code Account No. 42, Conting-
ent Fund.

Also

No. 3130. Resolution authoriz-
ing the issuing of a warrant in favor
of Eugene W. Herron, 153 LaBelle
street, Pittsburgh, Pa., in the sum of
\$152.85, in full settlement of his claim
against the City for personal injuries
and property damage to automobile
sustained March 13, 1935, at the inter-
section of Gist street and the Boule-
vard of the Allies, City, and charging
the same to Code Account No. 42, Con-
tingent Fund.

Also

No. 3131. Resolution authoriz-
ing and directing the City Solicitor,
upon the payment of all City taxes,
costs and interest, amounting to about
\$517.73, by Jacob W. Simon, within ten
days from the date of this Resolution,
municipal lien at No. 35 April Term,
1929, on which there is owing, includ-
ing the debt, interest and costs, the
sum of \$714.87, to satisfy of record
said taxes and municipal lien upon
property situate in the 14th Ward and
fully described in Bill No. 2947, being
the petition of the said Jacob W. Simon
for said exoneration.

Also

No. 3132. Resolution authoriz-
ing the issuing of a warrant in favor
of John T. White, 40 Bigelow street,
Pittsburgh, Pa., in the sum of \$250.00,
in full settlement of his claim against
the City for personal injuries sustained
January 12, 1935, at the intersection of
Greenfield avenue and Saline street,
City, and charging the same to Code
Account No. 42, Contingent Fund.

Also

No. 3133. Resolution authoriz-
ing the issuing of a warrant in favor
of Albert Conwell in the amount of
\$29.68, for wages for a period of eight
days from January 1st to January 9th,
1935, as Building Laborer in the City-
County Building at the rate of \$115.00
per month, and charging the same to
Code Account 1669, Salaries, Regular
Employees, Bureau of City Property.

Also

No. 3134. Resolution authoriz-
ing and directing the City Controller
to transfer the sum of \$25,000.00 from
Code Account.....to Code Account
No. 41, Refund of Taxes and Water
Rents.

Which were severally read and re-
ferred to the Committee on Finance.

Mr. McArdle (for Mr. Soost) pre-
sented

No. 3135. Communication from
the Department of Public Safety ad-
vising of 60-day trial, effective April
17, 1935, of No Parking 8 A. M. to 6
P. M. on McKean St., between Second
and Third streets, both sides.

Also

No. 3136. Communication from
the Department of Public Safety ad-
vising of 60-day trial, effective April
17, 1935, of No Left Turn from the
west on Boulevard of the Allies to
north on Gist street, Van Braam street,
and to west on Bluff street, and from
west on Bluff street to west on Boule-
vard of the Allies.

Also

No. 3137. Communication from
the Department of Public Safety ad-
vising of 60-day trial, effective April
17, 1935, of One-way Traffic on Car-
negie Place, between Penn avenue and
Reynolds street southbound.

Also

No. 3138. Communication from the Department of Public Safety advising of 60-day trial, effective April 17, 1935, of One-way Traffic on Amanda avenue, between Bausman and Charles streets, northbound.

Which were severally read, received and filed.

The Chair presented

No. 3139. Report of the Department of Public Safety, Bureau of Police, on damage to automobile attached to said Bureau, April 1, 1935.

Also

No. 3140. Communication from the City Treasurer submitting statement of Delinquent Tax Collections, March 16th to 31st, inc., 1935; also statement of accounts of the City Solicitor.

Also

No. 3141. Communication from James Phillip O'Connor, Esq., requesting a hearing in re: damage done to property of John Gemery due to Becks Run Road flood, in July, 1928.

Also

No. 3142. Communication from C. C. Hamilton, 417 Grant street, relative to acquiring H. R. Roberts and V. Q. Hickman property in the 15th Ward for playground purposes.

Also

No. 3143. Communication from David G. McDonald, Superintendent, Bureau of Horses, relative to the use of horses by the Mounted Squad of the Bureau of Police of the City of Pittsburgh.

Also

No. 3144. Communication from Henry A. Mucker, N. S., Pittsburgh, Pa., questioning the legal right of the Board of Education to use school property for restaurant purposes.

Also

No. 3145. Communication from Louis A. Lee, 645 Bigelow street, requesting rebate for amount of discount in City taxes he claims he was deprived from saving due to late mailing of 1935 statements by the City.

Which were severally read and referred to the Committee on Finance.

Also

No. 3146. Communication from the Pittsburgh Community Council asking for hearing for committee of the Hazelwood Community Council in re: swimming pool in the Hazelwood and Glenwood section of the 15th Ward.

Also

No. 3147. Communication from Ben K. Carr relative to leasing the stable in Schenley Park.

Also

No. 3148. Communication from H. R. F. Oehmler, 2504 Maple avenue, N. S., attaching a petition requesting a boardwalk on Kenwood avenue, between Perrysville and Maple avenues.

Also

No. 3149. Communication from Bruce H. Sisler, M. D., Secretary, Allegheny County Homeopathic Medical Society, submitting copy of letters written to U. S. Senators from Pennsylvania relative to state of water supply of the City of Pittsburgh.

Also

No. 3150. Communication from Domenico Roberto relative to the condition of Adon street, 20th Ward.

Also

No. 3151. Communication from John L. Porter, Chairman, Board of Trustees, Carnegie Institute of Technology, submitting proposal for the construction of a Library Building on Flag Staff Hill, Schenley Park.

Also

No. 3152. Protest of property owners and residents against the change in Zoning Classification of property at the corner of Ward street and the corner of Dawson street and the Boulevard of the Allies, and objecting to the erection of a gasoline station at either of these locations.

Also

No. 3153. Communication from Edwin C. Evans, 2953 Zephyr avenue, relative to requirements for Sheraden parks.

Also

No. 3154. Communication from Mrs. Caroline B. Taylor, 980 Becks

Run road, calling attention to the condition of Becks Run creek and expressing her fear of re-flooding thereof during the coming Summer.

Also

No. 3155. Communication from Republican Club of Lincoln Place, 31s. Ward, complaining of the condition of the roadways in the upper 4th, 5th and 6th districts of said Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3156. Communication from the Brookline Board of Trade relative to public utilities rate schedules, and enclosing two resolutions.

Also

No. 3157. Communication from J. P. Bonner, 4300 Murray avenue, again calling attention to noise caused by operation of street cars on Murray avenue and Loretta street.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 3158. Communication from J. P. Clancey, Grant Building Incorporated, commenting upon the Report of the Police Research Commission.

Also

No. 3159. Communication from Samuel Lowitz relative to parking on streets at night.

Also

No. 3160. Communication from Wm. A. Challenger, Esq., requesting a traffic light at the intersection of Graham street and Baum boulevard.

Also

No. 3161. Communication from Edwin Trimm relative to two city policemen sitting in a car bearing West Virginia license on Brookline boulevard on Saturday morning, last, apparently protecting unfair labor employees.

Which were severally read and referred to the Committee on Public Safety.

REPORT OF COMMITTEES

Mr. McArdle presented

No. 3162. Report of the Committee on Finance for April 2nd, 1935, transmitting several resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3077. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account 118-8 for improvement of streets and thoroughfares and public properties of the City of Pittsburgh to Code Account 118-9, for the purchase of supplies and materials, for the purchase or rental of equipment and for the payment of miscellaneous services for engineering, planning and research projects in the Department of City Planning.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3084. Resolution registering the approval of Council of the City of Pittsburgh to House Bill No. 1287, relative to collection of delinquent taxes, and requesting the Senate of Pennsylvania to pass the Bill and the Governor to approve it.

which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings

and final passage of the resolution.
Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.	
Anderson	Kane
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3073. Resolution authorizing the issuing of warrants in payment of bills incurred by the Thirty-first Ward Welfare Association as follows:

F. W. Scott.....	\$ 3.27
Homestead Hardware Co.....	5.33
Ladies' Aid Society.....	17.75
Charles McKeown	35.00
Charles Lutz	52.80
Hays Garage	103.04

and charging same Appropriation No. 42, Contingent Fund.

In Finance Committee, April 2, 1935, ordered returned to council with an affirmative recommendation, subject to report from Budget Controller.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second time.

Mr. McArdle also presented

No. 3163.

Office of the Budget Controller,
Pittsburgh, Pa., March 29, 1935.
President and Members,
City Council,
City of Pittsburgh.
Gentlemen:—

In connection with resolution authorizing the payment of \$217.19, wish to say that \$500.00 was set up for payment of 1934 expenses, but the bills were not all certified and sent

through the Controller's Office, consequently the amount remaining in the appropriation, \$248.00 was cancelled at the end of the year.

This resolution includes \$129.39 previously reported, together with bills for royalty and hauling during December, 1934, and January and February, 1935.

Yours very truly,
EDW. A. SCHOFIELD,
Budget Controller.

Which was read, received and filed.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.	
Anderson	Kane
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 3164. Report of the Committee on Public Works for April 2nd, 1935, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3060. An Ordinance entitled, "An Ordinance authorizing and directing the grading to a width of forty (40) feet and the paving and curbing of Imperial street, from Phillips avenue to the South line of the Colfax Plan of Lots, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2979. Resolution requesting the Secretary of Highways of the Commonwealth of Pennsylvania to propose and the members of the General Assembly of Pennsylvania from Allegheny County to support the enactment of appropriate legislation which would enable the State to relocate existing highways or to project new highways through and within the City of Pittsburgh and to pay the full cost of the physical improvement thereof, and instructing the Director and the Chief Engineer of the Department of Public Works to confer with the Secretary of Highways and appropriate committee of the General Assembly in regard to the provisions of the legislation herein requested.

In Public Works Committee, April 2nd, 1935, Read and amended by striking out the word "physical" before the word "improvement", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Kane moved

That the amendment of the Public Works Committee be agreed to. Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Demmler presented

No. 3165. Report of the Committee on Public Service and Surveys for April 2nd, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2795. An Ordinance entitled, "An Ordinance vacating a portion of Saw Mill Run boulevard, in the 29th Ward of the City of Pittsburgh, from the former dividing line between Overbrook and Carrick boroughs to the northeasterly line of the plan of Oakleigh'."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly

of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3056. An Ordinance entitled, "An Ordinance re-establishing the grade of Edwards way, from South Twenty-first street to South Twenty-second street."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes' 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

The Chair presented

No. 3166.

City of Pittsburgh,
Office of the Mayor,
April 4th, 1935.

To the President and
Members of City Council.

Gentlemen:—

I am returning Bill No. 2512, without my signature, for the following reasons:—

1. This location was passed upon by the Director of the Department of Public Works and was not recommended by him.

2. The financial condition of the City, brought about by the fact that Council, has not levied enough taxes to meet our expenses and the fact that there is a grave question as to whether we will get our allotment from the State and, if the new State taxes go

through we will have to pay a large amount of money to Harrisburg, will not permit us at this time to purchase any land for playground purposes.

Respectfully yours,

WM. N. McNAIR,
Mayor.

Which was read.

Also

Bill No. 2512. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of August F. Abel and Flora V. Abel, his wife, situate in the 19th and 20th Wards of the City of Pittsburgh for public playground purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor."

In Council, April 1st, 1935, Bill read rule suspended, read a second and third times and finally passed.

Which was read.

Also

No. 3167.

City of Pittsburgh,
Office of the Mayor,
April 4th, 1935.

To the President and
Members of City Council.
Gentlemen:—

I am returning Bill No. 2545, without my signature for the following reasons:—

1. This location was passed upon by the Director of the Department of Public Works and was not recommended by him.

2. The financial condition of the City, brought about by the fact that Council has not levied enough taxes to meet our expenses and the fact that there is a grave question as to whether we will get our allotment from the State and, if the new State taxes go through we will have to pay a large amount of money to Harrisburg, will not permit us at this time to purchase any land for playground purposes.

Respectfully yours,

WM. N. McNAIR,
Mayor.

Which was read.

Also

Bill No. 2545. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of T. W. Long, situate in the 20th Ward of the City of Pittsburgh, for public purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor."

In Council, April 1st, 1935. Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

Also

No. 3168.

April 8th, 1935.

Subject: Acquirement of Land for Playgrounds Long and Abel Properties, 19th and 20th Wards.

Council Bills Nos. 2512 and 2545. President and Members of Council, City of Pittsburgh.

Gentlemen:—

I am herewith protesting the enactment of Council Bills Nos. 2512 and 2545, ordinances for the acquirement of certain properties in the 19th and 20th Wards in the vicinity of Broadway, for public playground purposes.

This site is absolutely unsuitable for the development of a public playground by reason of its irregularity, and the steep grades predominating, all of which would render the physical development of the site difficult if not impossible, and absolutely prohibitive in cost.

As a matter of fact this site is more suitable for tobogganing than it is for playground purposes.

We are transmitting to you herewith a topographical plan showing the contours and the outlines of the properties, and have marked on there the grades prevailing over the area. You will note that the slope of land from Broadway down the hill towards Banksville Road runs from 18% to 25%, with a difference in elevation of 260 feet.

The cost of developing facilities for play on this field would be all out of

proportion to the results secured. Even if the land were given to the City it is doubtful if it would be wise to use it for playground purposes.

If it is the intention to develop this as a hillside park—even then the land, both by its dimensions, irregularity and steep slopes, would be relatively unsuitable, as it would constitute a rather detached, narrow, steep area, which would not render itself to planting and treatment. Its only service would be an open space, and if it were the intention to develop a park in this district then considerably more area should be obtained to make a real usable proposition.

If only the land covered in the two Council Bills is to be acquired, drainage conditions adjoining land outside the City's control would be such as to make it almost impossible to carry out any landscaping park scheme.

In view of the unsuitability of this property, its unusability, the excessive cost of development and of maintenance, we in conclusion believe that it would be most unwise to acquire the properties under the authority of Council Bills Nos. 2512 and 2545.

Yours very truly,

L. M. JOHNSTON,

Director.

Which was read.

Mr. Kane moved

That the communications and bills lay over for one week to enable the members to inspect the property for themselves and inquire from the Department of Public Works if all the reasons for not favoring this property are contained in its communication.

Mr. McArdle arose and said:

Mr. President:—I wish to make this observation on the points raised in the report from the Director of the Department of Public Works, that this property is impossible of development because of its topography. We may as well understand that if that is a good reason the City would not have been able to develop its many parks and playgrounds; and an answer to that is just a cursory glance at our major parks where this administration is spending thousands of dollars to improve.

The topography of this property

compares favorably with the topography of Highland and Schenley Parks, especially so, with respect to Schenley Park, which, after an expenditure of a considerable sum of money, has been developed into one of the beauty places in the City of Pittsburgh.

The contour of this property is no different than that of other properties which have been acquired by the City for playground purposes, on which the Department of Public Works is and has been spending large sums of money to develop. My opinion is that if this property is acquired, it will not require as much to develop and put in shape for play purposes as some of the other properties recently taken over by the City.

Never to my knowledge has the City been able to get a single piece of playground property that did not present in a less or greater degree the same problems that are involved in this property. I believe a careful inspection of the property by the members of Council will convince them of this fact. Later on we may find out the real objections of the Department to this property.

And the question recurring on the adoption of the motion as offered by Mr. Kane, the motion prevailed.

Mr. McArdle moved

That the Director of the Department of Public Works authorize and direct the Superintendent of the Bureau of Light to confer with a committee of the East End Business Men's Association with respect to the lighting services in the East Liberty business district, with a view to discussing with them their desires for improvement in the lighting system, and for the purpose of making such recommendations to Council as he may believe warranted under the circum-

stances.

Which motion prevailed.

Mr. McArdle moved

That the City Solicitor be furnished a copy of the Efficiency and Economy Commission's Report submitted to-day, and be asked to give an opinion as to the necessity and also the correctness of the suggested legislation contained therein.

Which motion prevailed.

Mr. McArdle moved

That the President of Council arrange a conference with the representatives of the Efficiency and Economy Finance Committee, the City Controller, the Sinking Fund Commission, the City Solicitor and the members of Council at a convenient time during the present week.

Which motion prevailed.

Mr. Demmler stated

That he had been instructed by the Committee on Public Service and Surveys to communicate with Mr. Phillips of the Pittsburgh Railways Co. to set a time for a conference with Mr. Phillips on matters relative to the Railways Co. and had a reply from Mr. Phillips stating that Monday, April 15th, would suit him to meet with Council.

Mr. Demmler moved

That the members of Council meet with Mr. Phillips on Monday, April 15th, 1935, at 2:15 P. M.

Which motion prevailed.

The Chair announced

That he had been informed that Mr. Soost was critically ill.

And on motion of Mr. Huston.

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, April 15, 1935

No. 16.

Municipal Record

NINETY-EIGHTH CCUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, April 15, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

PRESENTATIONS.

Mr. Anderson presented

No. 3169. Resolution authorizing the issuing of warrants in favor of Thomas J. Danner, Jr., in the sum of \$23.59; Frank J. Gallagher in the sum of \$32.11, and Vincent P. Corrigan in the sum of \$47.05, in reimbursement for expenses incurred as Weight Inspectors in the Bureau of Sanitation, using privately-owned machines in following and inspecting the loading of garbage and rubbish wagons throughout the City, and charging the same to Code Account 1257, Miscellaneous Serv-

ices, Bureau of Sanitation, Department of Public Health.

Which was read and referred to the Committee on Finance.

Mr. Demmler presented

No. 3170. Resolution authorizing and directing the Mayor, on behalf of the City of Pittsburgh, to sign a consent petition for the erection of a gasoline service station on the property of Mary Urban, 700-702 Wylie avenue, Pittsburgh, Pa., inasmuch as the City's property is within 80 feet from the proposed location of such gasoline service station.

Which was read and referred to the Committee on Public Works.

Also

No. 3171. An Ordinance re-establishing the grades of the westerly curb line of Warrington avenue West at the first and second curves north of Boggs avenue.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 3172. Petition of property owners and residents for replacement of boardwalk on and repairs to the roadway of St. Patrick street, 17th Ward.

Which was read and referred to the Committee on Public Works.

Mr. Kane presented

No. 3173. Communication from the Department of Public Works relative to Brick Pavement Specifications for Street Improvements.

Which was read and referred to the Committee on Public Works.

Also

No. 3174. Resolution authorizing the Mayor, City Solicitor and Director of Department of Public Works to enter into a sub-lease with Richard H. Shafer, trading as Ohio Road Improvement Company, for the North Side Asphalt Plant.

Also

No. 3175. Petition of Colman Industrial Home for Colored Boys asking for exoneration of certain taxes and Water rents against property at 2500 Breckenridge street, 5th Ward.

Also

No. 3176. Communication from Samuel S. Levin, Rembrandt Studios, Professional Bldg., City, requesting refund of \$68.75 allegedly confiscated by members of the Bureau of Police in a raid on his establishment on Saturday, November 3, 1934.

Which were severally read and referred to the Committee on Finance.

Also

No. 3177. Resolution authorizing the issuing of a warrant in favor of James H. McQuade & Sons Company for the sum of \$44.00, being payment in full for extra work in furnishing and placing 550 Pounds of "I" Beams to complete the installation of Brick Gate Boxes, under Contract No. 1139 (Controller's No. 5153), for the construction of 20" Suction Main to Saline Pumping Station, and charging the same to Code Account 122-7, General Improvement Bonds, 1934, as set aside for said Contract No. 1139 (Controller's No. 5153).

Also

No. 3178. An Ordinance authorizing and directing the construction of a public sewer on the west sidewalk and roadway of McCaslin street, from a point about 110 ft. north of Bigelow street to the existing sewer on McCaslin street at Loretta street, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3179. An Ordinance authorizing and directing the construction of house sewer laterals on McCaslin street between Loretta street and Greenfield avenue, from the existing sewer on the roadway thereof to points about 2 feet inside the curb lines, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3180. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving, recurbing and improving of drainage conditions of Liberty avenue, from Eleventh street to Twenty-first street, and authorizing and setting aside of the sum of Thirty-one Thousand Six Hundred (\$31,600.00) Dollars for the payment of the cost of said work, and Two Thousand (\$2,000.00) Dollars for the payment of Engineering Expenses, including Salaries, Wages and Miscellaneous Services, in the Department of Public Works, amounting in the aggregate to Thirty-three Thousand Six Hundred (\$33,600.00) Dollars, from Code Account 122, General Improvement Bonds, 1934.

Also

No. 3181. Communication from the Department of Public Works submitting report of James W. Paul, Consulting Mining Engineer, on mine fire in the Thirty-first ward.

Also

No. 3182. Report of James W. Paul, Consulting Mining Engineer, on the mine fire in the Thirty-first ward.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 3183. An Ordinance authorizing the Collector of Delinquent Taxes to cancel taxes in the sum of

\$2875.00 against the property of Patrick J. Boylan in the 19th Ward in lieu of a deed to the City of Pittsburgh in fee simple from the said Patrick J. Boylan for a certain property situated at Nos. 1549, 1551 and 1553 Broadway, Beechview.

Also

No. 3184. Resolution exonerating George L. Schuyler, owner of property on Morgan street, Fifth ward, City of Pittsburgh, from payment of all interest on two sewer liens, one at No. 844 April Term, 1930, for \$106.08, principal amount, and the other at No. 845 April Term, 1930, for \$70.73, principal amount, and authorizing the City Solicitor, upon payment of said principal amounts within thirty days from date hereof, and upon payment of costs upon said liens, to enter satisfaction of record.

Also

No. 3185. Resolution authorizing and directing the City Controller to transfer the sum of \$_____ from Code Account No. _____, to Code Account No. 1080, Public Utilities Litigation, Department of Law

Also

No. 3186. An Ordinance amending and supplementing Sections 82, 84, 85, 88 and 90, Bureau of Parks, of an ordinance entitled "An Ordinance fixing the number of officers and employees of all the Departments of the City of Pittsburgh and the rate of compensation thereof," approved January 2, 1935.

Also

No. 3187. An Ordinance authorizing the execution of an Agreement with the Cleveland and Pittsburgh Railroad Company for a license for a 20" diameter sewer across the right of way of said Railroad Company on line of Said street extended, in the Twenty-Seventh ward of the City of Pittsburgh, Pennsylvania.

Which were severally read and referred to the Committee on Finance.

Also

No. 3188. An Ordinance providing for the letting of a contract or

contracts for the furnishing and delivery of Ten Thousand (10,000) feet, more or less, of Hose for the Bureau of Fire, and providing for the payment thereof.

Which was read and referred to the Committee on Public Safety.

The Chair presented

No. 3189. Communication from the Department of Public Safety (Bureau of Police) relative to accident involving police scout car No. 8 on April 14, 1935.

Also

No. 3190. Communication from Kiwanis Club of Pittsburgh attaching copies of resolution setting Sunday, April 28, 1935 for observance of "Under-Privileged Children's Day", and Wednesday, May 1, 1935, for the charity ball to raise funds for work among under-privileged and crippled children of the City.

Also

No. 3191. Resolution authorizing the Mayor to execute and deliver a deed to Theodore L. Moritz and Agnes M. Moritz conveying title to property of the City of Pittsburgh situate in the 11th Ward for the consideration of \$1,350.00, said conveyance to be made free and clear of County and School taxes of \$146.17 and \$183.52, respectively.

Also

No. 3192. Communication from the Peoples-Pittsburgh Trust Company relative to property at 819 Fifth avenue, owned by Solomon Caplan.

Also

No. 3193. Communication from James J. Lawler, Esq., relative to claim of Daniel Dinardo, who entered into a contract with the City of Pittsburgh for making repairs to the contact baffle walls at the filtration plant, Aspinwall, and requesting a hearing.

Also

No. 3194. Communication from E. H. Blichfeldt, 1303 Westfield street, relative to method the city pursues in issuing statements for taxes, etc.

Also
No. 3195. Communication from Charles W. Catley, 7237 Mt. Vernon street, 13th Ward, asking for consideration on his delinquent taxes.

Also
No. 3196. Communication from Brookline Board of Trade attaching copies of two resolutions relative to property assessments, and being opposed to the sales tax.

Which were severally read and referred to the Committee on Finance.

Also
No. 3197. Communication from Allegheny County Authority relative to discussion of plans for Fort Duquesne Bridge and Tunnel on Wednesday morning, April 17, 1935, at 10:30 o'clock, in the Council Chamber.

Which was read, received and filed, and meeting called as requested in the communication.

Also
No. 3198. Report of the Department of Public Works relative to repaving of streets, namely, Liberty avenue, Penn avenue, Forbes street and Smallman street.

Also
No. 3199 Communication from the Chartiers Board of Trade, 28th Ward, attaching list of streets in Crafton Heights, showing the condition, length, width, importance, etc.

Also
No. 3200. Communication from residents of Sanford street, Esplen, 20th Ward, requesting sidewalks on Sanford street, between Carson and Esplen streets.

Also
No. 3201. Communication from Harry M. Lynch, 263 Lynch street, relative to sewer for property at the corner of Lynch and Queensboro streets, West Wood, 28th Ward.

Which were severally read and referred to the Committee on Public Works.

Also
No. 3202. Communication from Beechview New Deal Democratic Club requesting Council to override the

Mayor's veto of ordinance providing a playground and swimming pool in Beechview.

Which was read, received and filed.

Also
No. 3203.
CITY OF PITTSBURGH
PENNSYLVANIA
DEPARTMENT OF LAW

April 13, 1935.

To the President and Members
of Council.
Gentlemen:

In response to your motion of April 8th, respecting the report of the Efficiency and Economy Commission, in which you ask an opinion "as to the necessity and also the correctness of the suggested legislation," you are advised that I believe the legislation would be useful, and that the bills ought to be introduced as soon as possible. Especially is this true since the Legislature may refuse to accept new bills after next Thursday.

The Efficiency and Economy Commission has taken ten months to produce this meager report for your consideration, and, after the legislative session is four months old, they recommend two bills for new legislation the week before it is proposed to terminate the introduction of new bills. I have, therefore, been given a very short time in which to give you an opinion, and inquiry directed to the Efficiency and Economy Commission has produced nothing of assistance to me.

While I am inclined to the belief that Council, without any new legislation, can lawfully authorize both short term notes and bidding for bonds by bidding the interest rate, yet the procedure would be more cumbersome and expensive than if we had the proposed legislation; and, unless successive legislative steps were accurately carried out, the bonds might not be passed as certainly valid, and they might not sell as well as we would desire.

When I checked up these thoughts by talking with Mr. John G. Frazer of Reed, Smith, Shaw & McNay, who has frequently given opinions as to the City's bonds, I learned that the recommended legislation had been prepared by Mr. Frazer himself, although he is not even

a member of the Lawyers' Committee of the Efficiency and Economy Commission. Mr. Frazer's connection with the matter gives me confidence in its wisdom, and I therefore advise you that the suggested bills are accurate and correct to meet the needs of the City; and, as to their necessity, I advise that, while possibly not absolutely necessary, yet they are wise legislation which it is advisable to obtain, and that they will undoubtedly result, from time to time, in a saving of expense to the City.

I have taken the liberty of having three copies made of each bill, which I transmit herewith, so that your Honorable Body can hand them to such member as you may choose, for the purpose of introduction into the Legislature.

Respectfully yours,
WARD BONSALL,
City Solicitor.

Which was read, received and filed.

Mr. McArdle moved

That the Clerk be instructed to send Representative John J. O'Keefe four copies of each of the Acts referred to in the communication from the City Solicitor with the request that Mr. O'Keefe introduce them into the House and sponsor their passage.

Which motion prevailed.

The Chair also presented
No. 3204.

City of Pittsburgh,
Office of the Mayor,
April 9, 1935.

To the President and
Members of City Council.
Gentlemen:—

I am returning Bill No. 2886, without my signature, for the reason that we are changing a custom long used, of giving transient tourists the right to park their machines over night at the Tourist Camp. If there were any economic rent on that location, I would say that it is fair to charge for this right, but it seems to me that we might just as well charge tolls on our streets as to charge for a place for tourists to stop over night.

A public park is a park open to all the public and I do not think it would be proper to make any charge what-

soever within the park. For a charge of fifty cents or less, private camping grounds are set along the highways, which give as good service as in our park. If a charge of fifty cents is put on the tourist, it will have a tendency to keep them out of the City and cause them to make their purchases elsewhere.

Our ordinances and regulations should be established to encourage as much business as possible coming into the City and anything of this nature, like tolls on our tunnels and bridges or any charge whatever, which would be a burden on traffic should not be encouraged.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Also

Bill No. 2886. An Ordinance entitled, "An Ordinance fixing a charge of 50c per automotive car (with or without trailer) for twenty-four (24) hours or less for camping privileges in the Schenley Park Tourist Camp, for the year 1935."

In Council, April 1st, 1935, Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Huston	Garland (Pres't)

Noes:—Messrs.

Gallagher Kane

Ayes 6. Noes 2.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

The Chair also presented
No. 3205.

City of Pittsburgh,
Office of the Mayor,
April 9, 1935.

To the President and
Members of City Council.
Gentlemen:—

I am returning Bill No. 2983.

without my signature, because the financial condition of the City cannot stand this expenditure of \$5850.00. This can be postponed until the latter part of the year when we find out how much money we have to spend.

We must take into consideration that the State Government is likely to withhold the sums generally paid to us. (In the quarterly report of the Treasurer, under the heading Department of Public Welfare, "Grants from the Commonwealth", the City collected \$190,464.85 for the year 1934. The estimated revenue for this item for 1935 is \$240,000.00. At the end of March, 1934, the amount of \$63,136.94 had been paid to the City. Up to the present time of 1935, the City has not received any of this money.)

Then, the new tax bills of Governor Earle may put a great expense upon the City and the Federal processing taxes are now beginning to work and our supplies are costing us a great deal more than they did before.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Also

Bill No. 2983. Resolution authorizing and directing the City Controller to transfer the sum of \$5850.00 from Code Account No. 1256, Wages, Regular Employees, Bureau of Sanitation, to Code Account No. 1107, Printing Topographic Maps, Department of City Planning, and authorizing the issuing of a warrant drawn on said fund in payment of printing said Topographic Maps.

In Council, April 1st, 1935. Read, rule suspended, read a second and third times and finally passed by a two-thirds vote.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of council in the affirmative, the resolution became a law notwithstanding the objections of the Mayor.

The Chair also presented

No. 3206.

City of Pittsburgh.

Office of the Mayor.

April 9, 1935.

To the President and
Members of City Council.
Gentlemen:—

I am returning Bill No. 3077, without my signature, because the financial condition of the City cannot stand this expenditure. This can be postponed until the latter part of the year when we find out how much money we have to spend.

From the condition of the City treasury, we probably will not get our liquor license money or our share of the State tax on fire insurance premiums or the amounts paid to the City for services in the Department of Public Welfare, which up to this time last year amounted to \$63,136.94 and, if the State tax on utilities goes through, we may have an added expense of \$75,000.00 tax to be paid to the State and, if the tax on personal property goes through, further large amounts, which I have not been able to estimate, will be taken from the City treasury and sent to Harrisburg. In addition to this, the horse feed for three months of 1935 is \$3,000.00 more than last year, due to the Federal proprocessing tax.

In view of this fact, it is necessary for us to economize wherever possible. I have been doing this by furloughing wherever the services can be spared and by a ten percent saving on materials in all departments, which amounted to \$90,000.00 for the first quarter of this year and which I hope will run into hundreds of thousands of dollars savings for the entire year.

I would recommend to Council that a similar action be taken in relation to your employees. Council saw fit to deprive me of an Accountant and a number of Clerks, presumably for the purpose of economy, and I have been able to carry on. I would now suggest that Council economize in their own

set up.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Also

Bill No. 3077. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account 118-8, for improvement of streets and thoroughfares and public properties of the City of Pittsburgh, to Code Account 118-9, for the purchase of supplies and materials, for the purchase or rental of equipment and for the payment of miscellaneous services for engineering, planning and research projects in the Department of City Planning.

In Council, April 8th, 1935, Read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of council in the affirmative, the resolution became a law notwithstanding the objections of the Mayor.

The Chair also presented
No. 3207.

City of Pittsburgh,
Office of the Mayor.
April 9, 1935.

To the President and
Members of City Council.
(Gentlemen:—

I am returning Bill No. 3015, without my signature because I think that the removal of this car loading platform would not be a step in the right direction, so far as traffic conditions are concerned.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Also

Bill No. 3015. Resolution requesting the Pittsburgh Railways Company to remove the platform on Forbes street under the Boulevard of the Allies above Brady street and restore the car stop on Forbes street at the corner of Brady street.

In Council, April 1st, 1935, Read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

Mr. Magee arose and said:

Mr. President:— I must vote to sustain the Mayor's veto, because the platform in its present location serves the public interest, and its removal from that place would be merely for a private interest.

Mr. Kane arose and said:

Mr. President:— As the sponsor of the bill, I must vote against the Mayor's veto. I believe that the removal of the platform is in the interest of the public, not in the interest of any individual or group of individuals.

Notwithstanding the reports of the engineers, any individual driving a car knows that a person wanting to board a street car at that platform must cross over a fast moving traffic lane from the sidewalk to the platform, not only endangering his own life, but the life of the vehicle driver as well.

I wish to remind the members of Council that there is a traffic light at the corner of Brady street on Forbes street, just a short distance below this platform, where traffic must stop when the light is "red". Therefore, no delay is occasioned by relocating the car stop at this corner.

I believe it would be in the interest of the public and the street car riding public that the car stop be placed at the former location rather than at the existing platform.

Council had two hearings on this matter, and I am informed that the stop was moved, not in the interest of the people, but in the interest of the American Reduction Company whose trucks were unloaded at Forbes and

Brady streets, and blocked traffic there.

I didn't sponsor this resolution in the interest of any individual or group of individuals or property owners. The stop should be restored to its original location at Forbes and Brady streets. For that reason I wish to be recorded as voting for the resolution, notwithstanding the veto of the Mayor.

And the question recurring, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher McArdle
Huston Garland (Pres't)
Kane

Noes:—Messrs.

Anderson Magee
Demmler

Ayes 5. Noes 3.

And there not being two-thirds of the votes of Council in the affirmative, the resolution failed to become a law notwithstanding the objections of the Mayor.

The Chair also presented
No. 3208.

City of Pittsburgh,
Office of the Mayor.

April 8, 1935.

Honorable President and
Members of Council.
Gentlemen:—

I am returning, without my approval, Bill No. 2978, providing for the letting of a contract or contracts for refreshment concessions in City Parks. My objections to this Bill are:—

1. It gives the Committee on Parks and Libraries the exclusive right to designate future refreshment locations.

2. It provides that bids for refreshment concessions shall be taken on each individual location separately.

As originally presented, the Ordinance provided for the approval of future refreshment locations by the Department of Public Works. I believe this to be sound because the Department of Public Works has entrusted to it the operation of the Parks of the City and to take from this Department the right to designate re-

freshment locations would impair the efficiency of the Department and would divide responsibility. I suggest, therefore, that refreshment locations be chosen in the first instance by the Director of the Department of Public Works, subject to approval by the Committee on Parks and Libraries.

It will be observed that some parks have several refreshment locations, and it is obvious that the City might make a better bargain if the Mayor and the Department of Public Works were authorized to take bids not only on "each individual location separately" but also on any group or groups of locations.

The Ordinance as originally submitted did not confine bids, and I believe that it is a mistake to do so. Some locations are better than others, and, therefore, certain individual location bids would not be as advantageous to either the bidder or the City as group location bids. The bids should not be limited to individual locations, but should also be permitted on such groupings as the Department of Public Works may determine.

I, therefore, suggest that the last part of Section 1 of the Ordinance reading, "and such other locations in the parks of the City of Pittsburgh as may be approved by the Committee on Parks and Libraries, and bids shall be taken on each individual location separately" be changed to read as follows:—

"and such other locations in the parks of the City of Pittsburgh as may be recommended by the Department of Public Works and approved by the Committee on Parks and Libraries; and bids shall be taken on each individual location separately and/or on any group or groups of locations."

Very truly yours,

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

Also

Bill No. 2978. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for Refreshment Concessions in City Parks."

In Council, April 1st, 1935, Bill read, Committee amendment agreed to, rule

suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor."

UNFINISHED BUSINESS.

The Chair took up

Bill No. 3167. Communication from the Mayor returning without approval Bill No. 2545, Ordinance authorizing condemnation of property of T. W. Long in 20th Ward.

In Council, April 8th, 1935, Read and laid over for one week to enable members of Council to inspect property.

Which was read, received and filed.

Also

Bill No. 2545. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of T. W. Long, situate in the 20th Ward of the City of Pittsburgh, for public purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take necessary proceedings therefor."

In Council, April 8th, 1935, Returned without Mayor's approval and laid over for one week to enable members of Council to inspect property.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. Demmler arose and said:

Mr. President:— I merely wish to call attention to the wording of these ordinances. One calls for the condemnation of this property for playground purposes; the other calls for the condemnation of the property

for public purposes. I have been told that if it is condemned for playground purposes, you can only use it for that purpose.

Mr. McArdle arose and said:

Mr. President:— When the bill was in committee it was amended in one particular. Mr. Clerk, wasn't the bill amended in that particular?

The Clerk (Mr. Clark) said:

No, sir; the bill was not amended.

Mr. McArdle said:

Mr. President:—When the bills were before the Finance Committee it was intended to amend the one to read the same as the other—to be condemned for playground purposes. However, notwithstanding this oversight, the bill is in proper legal form, and it doesn't matter whether they read alike or not. Both properties will be used for playground purposes.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Gallagher	McArdle
Huston	Garland (Pres't)

Noes:—Messrs.

Demmler Magee

Ayes 6. Noes 2.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

Also

Bill No. 3166. Communication from the Mayor returning without approval Bill No. 2512, Ordinance authorizing condemnation of property of August F. Abel et ux. in 19th and 20th Wards.

In Council, April 8, 1935, Read and laid over for one week to enable members of Council to inspect property.

Which was read, received and filed.

Also

Bill No. 2512. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of August F. Abel

and Flora V. Abel, his wife, situate in 19th and 20th Wards of the City of Pittsburgh for public playground purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor."

In Council, April 8th, 1935, Returned without Mayor's approval and laid over for one week to enable members of Council to inspect property.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Gallagher	McArdle
Huston	Garland (Pres't)

Noes:—Messrs.

Demmler Magee

Ayes 6. Noes 2.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

Also

Bill No. 2168. Communication from the Director of the Department of Public Works protesting passage of ordinances for condemning properties of Abel and Long for playgrounds.

In Council, April 8, 1935, Read.

Which was read, received and filed.

MOTIONS AND RESOLUTIONS.

Mr. Kane moved

That the Minutes of Monday, April 1st, 1935, page 170, be corrected by inserting the words "It is reported" before the words "If they disagree with the billing".

Which motion prevailed.

Mr. McArdle moved

That the Minutes of Council of Monday, April 1st, (as corrected) and Monday, April 8th, 1935, be approved.

Which motion prevailed.

And on motion of Mr. Anderson

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Wednesday, April 17, 1935

No. 17.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Wednesday, April 17, 1935.

Council met pursuant to the following call:

Pittsburgh, Pa., April 15, 1935.

Mr. Robt. Clark,
Clerk of Council,
City of Pittsburgh.

Dear Sir:

Please call a special meeting of Council and the Mayor for Wednesday, April 17th, 1935, at 4 o'clock P. M., for the purpose of electing a member of Council to fill the vacancy caused by the death of William J. Soost.

Very truly yours,

ROBT. GARLAND,

President of Council.

Which was read, received and filed.

Present:—Messrs.

Anderson Kane

Demmler Magee

Gallagher McArdle

Huston Garland (Pres't)

And Hon. William N. McNair, Mayor.

The Chair said:

Gentlemen, this is a special meeting of Council called for the purpose of electing a member to fill the vacancy in Council caused by the death of our colleague, William J. Soost.

Mayor McNair said:

Mr. President:—Before I vote in this proceeding, I would like to make a statement. In view of reports published in the newspapers that members of one political group have agreed to support members of another political group in return for what is to be done here today, I desire to state that no political group has requested me to vote for their candidate in return for a promise of future political preferment.

I don't say if this had been done anything would be wrong with anyone voting here today; but in view of the importance of this election I think that this matter should be proceeded with in the open and above board, and if there are any promises made of that sort on behalf of one political organization by which members of another political organization, in return for future political support, will vote for a candidate of the opposite party, I think the citizens of this City ought to be made aware of that fact.

So far as I am concerned, no candidate has asked me for his vote, nor have I been promised any future political preferment in the casting of my vote.

Mr. Huston arose and said:

Mr. President—

Mayor McNair said:

Mr. President:—I think it is only fair that the others voting today should make a similar statement; and

if that is not their intention, I move that the vote be postponed for two weeks to permit an investigation of the newspapers reports that a "deal" had been made.

Mr. Huston said:

Mr. President:—I will say that no man has asked me to vote for him.

I wish to place in nomination for the vacant seat in Council, a man who needs no introduction to this Council. He has lived in Pittsburgh for the past 40 years, having moved to this City from the State of Ohio in 1895.

He has been a very useful citizen during that time. He has acquired considerable real estate; he has built and sold homes in different parts of the City until he is now a large taxpayer, at the present time paying taxes on property valued at over \$500,000.00, which amounts in taxes annually to the sum of \$14,000.00.

He has appeared before Council on numerous occasions and this Body has had ample opportunity to inform itself of his high qualifications.

At the last Municipal election, he was a candidate for Council and won the nomination on the Democratic ticket—he would have been elected had he not withdrawn and sacrificed himself in order to help in the election of his friends on the ticket.

He was more interested in the success of his friend of long standing, being elected Mayor than he was in his own election.

Election results have shown that had he not made this sacrifice he would have been a member of this Council for the past 15 months.

The Mayor and Members of Council elected on the Democratic ticket owe this able man a debt which they can now repay by voting to seat him in the chair made vacant by the sudden and untimely death of our late colleague, Mr. Soost.

I take great pleasure in nominating Mr. George E. Evans of 5437 Ellsworth avenue to fill the vacancy.

Mr. Kane arose and said:

Mr. President, Mr. Mayor and Members of Council:—I certainly think we ought to keep politics out of government. It is one of the things that

the people complain about most. Yet those people who complain do not offer a substitute; they don't say how the government can be run otherwise.

I rise to second the nomination of Mr. Evans and concur in the words of Mr. Huston. No one is more entitled to be selected for this vacancy than Mr. Evans.

With reference to the Mayor's request that the members of Council state whether there has been a deal made, I will say for the records that I have not been asked by Mr. Evans or anybody else to vote for Mr. Evans. I feel it a duty to vote for him. If Mr. Evans had not made the sacrifice he did, Mr. McNair would still be in a law office instead of in the Mayor's chair.

I think the Mayor ought to notify the public whether he did not approach some members of Council and offer them patronage in return for their support for his candidate for this vacancy.

Mayor McNair said:

In answer to Mr. Kane, I will say that I did not ask any member of Council to vote for any candidate. I want to know whether Mr. McArdle and Mr. Anderson can say the same thing about this political deal.

Mr. Gallagher arose and said:

Mr. President—I want to support my colleagues in the statements they made.

I want to endorse what Mr. Kane said about some members of Council being approached for their vote in return for patronage. The Mayor did not approach me with an offer of patronage, but some of his emissaries did, and one of them offered me ten jobs if I would go along with the Mayor. I don't say the Mayor made this offer, but his emissaries did.

I am voting for Mr. Evans. Mr. Evans made a sacrifice when he withdrew from the Democratic ticket. If he had not withdrawn he would have been elected.

Mayor McNair said:

Mr. Chairman, That is a fair statement. I will make a fair answer. I will ask my friends Mr. Anderson

and Mr. McArdle, whether they did not go to Harrisburg to support the ripper bill, and whether they are going to vote for Mr. Evans in return for future political preferment and that they will be placed upon the Democratic ticket.

I made no request for support of any candidate in return for patronage; and when I come out in the open, they ought to make a statement so that the matter is clear.

Mr. Anderson arose and said:

Mr. President:— I ordinarily take exception to anyone questioning my vote, but in this instance I have not voted. It seems there is a foregone conclusion in the mind of the Mayor what I am going to do. He has asked a question and the question is easily answered. I have been approached by a number of men and I told those who approached me that I would not vote to elect a man who belonged to the organization they represented and against which I have voted on the floor of this Council for the past eight years. I told these men that I could not consistently do what they wanted me to do.

I made no promise to any man to support him for future political preferment as the Mayor says. What would lead me mostly to vote for Mr. Evans is the manner in which he approached me; and the first time was yesterday. He said being a candidate he would like to have the support of a majority of Council. He said that he was a registered Democrat, but he was non-partisan in municipal affairs, and wished, if the members of Council voted for him, to go into Council without obligations of any kind; meaning by that, if the members of Council voted for him, he would come in and do the same thing as any other member of Council. That is what appealed to me most.

The Mayor asks if I made a deal with the Democratic organization. I don't know the Democratic organization. I said on the floor of this Council, when I was supporting the Mayor's nominees, that I didn't know the Mayor. And I don't know the Mayor, and the longer he is Mayor, the more I don't want to know him.

Mayor McNair said:

Why don't you stick to the question? Answer my question.

Mr. Anderson said:

I am a member of Council. Don't call me to order, please!

Some time ago the Mayor in a public meeting accused me of taking an interest in seeing that the inspectors were returned to duty in the Plumbing Inspection Division so that they would receive their salary to pay their dues into the Union out of which I would be paid a salary or wage. I said on the floor of this Council, the Mayor told a damnable lie, and this is the first opportunity I ever had of asking him who told him that I as an organizer in the labor movement ever received a cent.

Mayor McNair said:

I never said that.

Mr. Anderson said:

There are men here who heard you.

Mayor McNair said:

I was misunderstood. I never said such a thing. Why don't you answer my question as to whether there was a deal?

Mr. Anderson said:

If the Mayor wants an answer, it is none of his business.

Mayor McNair said:

It is none of my business, but it is the taxpayers' business. I think it is the business of the City of Pittsburgh.

Mr. Anderson said:

Don't interrupt me.

Mayor McNair said:

I will interrupt you as often as I want.

Mr. Anderson said:

Sit down and try to be a gentleman.

Mr. Chairman, I don't know why the Mayor wants an explanation from me or any other member of Council. I am responsible to the people who elected me—not to him or any member of Council. I am one-ninth part of this

Legislative Branch, and I will take the responsibility as a member of this Council.

There has never been an act of mine in sixteen years that I would not do over. There has never been an act of mine I am ashamed of.

This is just a silly thought that came to the Mayor's mind. I am going to accept the responsibility for my acts in this body and not lay them in the lap of the Mayor.

My fate is in the hands of the people where it has been all these years, and I will not hesitate to go before them and explain my position.

But when people talk about me, I want them to tell the truth.

I have been connected with the working people of this city practically all my life and my interest will always lie there. The representatives of organized labor who have appeared before this body, will testify to my interest in their welfare. These are the men who heard the Mayor make his public statement that I was paid a salary by the Plumbers Union. This is the first chance I have had to face the Mayor and ask him who gave him that information. I don't intend to stop my activities that may in any way be beneficial to the working people.

I say again that I have a right to vote for whoever I please and I say again to the Mayor that it is none of his business. Perhaps some good friends of his may be displeased. I know a lot of my good friends have insisted upon me voting for their friend. If my vote pleases or displeases them, I am the one to take the responsibility. I will vote today as a member of Council. There is no man or set of men who owns me, and there is no man elected to public office who shows more independence than I do.

I say to the Mayor, this Council is more of a non-partisan body than any legislative body in the country. Mr. Evans is non-partisan; and I am satisfied because of his independence and capability, he will work in harmony with the rest of the Council. There may be differences of opinion on legislative matters, but they will be honest differences of opinion.

I will say this on the floor of Coun-

cil that if the Mayor would come in and sit down with Council and talk over any differences, as the members of Council do, the people would be better served. In all my years, I never knew any man who would have had the support of the entire membership of Council had he chosen to work with it. Everyone knows that I stood on the floor of Council and voted for his nominees. I said that he had a right to name his cabinet and, therefore, I supported the men he nominated. He has no quarrel with me. He doesn't sit down and talk over affairs in which the people of Pittsburgh are interested.

Mr. Chairman, I don't know whether my explanation is satisfactory to the Mayor or not, but I hope it is to the people of Pittsburgh. If I am a candidate for re-election, I will repeat the things I say here. No one can take that prerogative away from me.

Mayor McNair said:

I have not said one word derogatory about Council. I merely stated a fact and he has chosen not to speak to that question. As far as I see there is nothing wrong. I say that I disagree with the Councilman that he is not responsible to the people. He is responsible to the people of Pittsburgh and they ought to know.

Mr. Anderson said:

I refer the Mayor to the record. I said that I was responsible to the people of Pittsburgh. That is exactly what I said.

Mayor McNair said:

I am glad of that. He doesn't choose to say there is no deal.

Mr. Anderson said:

I will answer "no" to that.

Mayor McNair said:

I am glad we have brought the matter into the open.

Mr. Anderson said:

There is no deal.

Mayor McNair said:

I am proud of Mr. Anderson. There should be no suspicion. Now, let Mr. McArdle say the same thing. Why have these suspicions in the

papers? I say it is only fair to the people to have this answered when they print article for article in the newspapers that there is a deal, we are glad to hear Councilman Anderson state that is not a fact.

Mr. Magee arose and said:

Mr. President:— I nominate Francis D. Tyson.

Mayor McNair said:

Mr. President:— I nominate William B. Foster.

The Chair said:

Will the gentlemen allow me to nominate a candidate without leaving the Chair?

All members of Council answered:

We do.

The Chair said:

I knew you would.

I nominate a resident of that populous section of the City in which our late colleague, Councilman Soost, resided; one who entered the Military Service of the United States during the World War and served in France; a charter member of Major John Baird Atwood Post, Veterans' of Foreign Wars.

For the past seven years he has been a member of the Board of the Jewish Family Welfare Association, and Chairman of its Legal Aid Committee.

He was admitted to practice law in all the Courts of the State since 1915, and since that date has been actively engaged in law practice.

I therefore take pleasure in nominating Ben H. Giffen.

Are there any other nominations?

Mr. Kane moved

That the nominations close.
Which motion prevailed.

Mr. Anderson arose and said:

Mr. President:— Before this closes, I would like to ask the Mayor now where he got his information concerning me.

Mayor McNair said:

I never made a statement like

that. You are interested in labor unions the same as any other member.

Mr. McArdle arose and said:

Mr. President:— If I may, before you proceed with the business before the meeting, I would like to arise to the question of personal privilege to make this statement. I have heard what the Mayor has said. I disagree with him with respect to the effect of it if it were true. I am speaking on his question as to whether I had made any deals upon which my vote to fill this vacancy could be contingent. I hold to the opinion that if I voted as he (the Mayor) said, it would be against the law, and I wish to make the suggestion that if he or anyone else has information on which to base that statement, that he make that fact known to the district attorney, where proper action can be taken.

Mayor McNair said:

That is not necessary. All he has to say is that he has not made a deal. I say that this is not an indictable offense. These arrangements are made between political parties.

Mr. McArdle said:

I hope I made it clear that I disagree with what the Mayor said. With respect to his standing as a lawyer, that will make no difference.

Mayor McNair said:

But still the councilman does not answer my question. I demand an answer before we proceed to vote. I want to know, and the people of Pittsburgh, want to know whether there was a deal between Davey Lawrence, the State Democratic Chairman, and the Republican Councilmen to put over a certain man for future political preferment, and the people have a right to know that.

Mr. McArdle said:

The Mayor has no right to know it.

Mayor McNair said:

The people have a right to know it.

Mr. McArdle said:

If the people do, they will have an opportunity later to ask it.

Mayor McNair said:
Now is the time; not six months hence.

Mr. Kane said:
Is this Shakespeare, or burlesque?

Mayor McNair said:
You cannot make burlesque out of political morality.

Mr. Kane said:
You should know. I don't know who has made more of a burlesque out of it than you have.

Mayor McNair said:
And no one got more enjoyment out of it than Councilman Kane.

Mr. McArdle said:
I want to make one further observation. Every member of Council knows, and even the Mayor ought to know, that no one makes Mr. McArdle do what he doesn't want to do.

The Chair said:
That is right.

Mr. McArdle said:
And when I say to the Mayor that I don't need to answer, I give him an alternative.

Mayor McNair said:
I don't choose to accept that alternative. I have made a fair statement and I asked a fair question. I am entitled to a fair answer. I am the executive head of this city. You can laugh Mr. Kane. I offered the job once to you, and you wouldn't take it.

Mr. Kane said:
I did like Mr. Evans. I got out of your way.

Mayor McNair said:
Mr. McArdle does not choose to make this statement. There is only one alternative, I say there is a deal. I don't say it is wrong. We all do these things. If they thought I would be elected Mayor I would have had to make a lot of promises and deals. But they thought I didn't have a chance. It is not an indictable offense, but before Mr. McArdle votes, he ought to state that he has no promises of future

political preferment on how he votes here today.

And there being no further remarks, the **Chair** instructed the Clerk to call the roll, and the roll being called, the result of the voting was as follows:

For George E. Evans:—
Messrs.
Anderson Huston
Demmler Kane
Gallagher McArdle

For Francis D. Tyson:—
Mr. Magee

For William B. Foster:—
Hon. William N. McNair, Mayor

For Ben H. Giffen:—
Mr. Garland (Pres't)

Mayor McNair said:
Mr. President:— I challenge the vote of Mr. McArdle. The charter says no member of Council may vote on a matter in which he has a personal interest. Therefore, I say to you that this election is null and void.

The Chair said:
The Chairman is boss here.

Mayor McNair said:
Wait a minute. The courts are the boss, you will find that out. Mr. Chairman, just as I did. They will be the final arbiters.

And Mr. Evans having received a majority of the votes of Council, in conjunction with the Mayor, was declared duly elected a member of that body, in accordance with the provisions of the Act of Assembly approved May 31, 1911.

Mr. Magee moved
That the election of Mr. Evans be made unanimous.

Upon which motion, the ayes and noes were ordered taken, and being taken were:

Ayes:—Messrs.
Anderson Magee
Gallagher McArdle
Huston Garland (Pres't)
Kane

Noes:—Mr. Demmler.
Ayes 7. Noes 1.

And all the votes of Council not

being in the affirmative, the motion did not prevail.

The **Chair** appointed Messrs. Anderson, Demmler and Gallagher a committee to escort the member-elect, George E. Evans, to the Council Chamber, for the purpose of having administered to him the oath of office.

And the Committee having retired, returned with George E. Evans, Member-elect, who took and subscribed to the oath of office, which was administered to him by the Clerk, Robert Clark.

Mr. Evans arose and said:

Mr. President and Members of Council, Ladies and Gentlemen:— I want to take this opportunity of thanking my good friends for their support in electing me to this office. I want to take this opportunity to say a few words about my predecessor, my friend, Mr. Soost.

For two years I had been acquainted with Mr. Soost in a casual way, but

when I came into the city service, I become better acquainted with him through his administration as Chairman of the Committee on Public Safety of City Council. I always found him to be a most kindly and genial gentleman. He always greeted me with a smile and a handshake. This city has suffered an irreparable loss in the death of Mr. Soost.

I shall not attempt to make a speech. I feel too overcome.

I want to say in support of Mr. Anderson's statement, that I believe in non-partisan politics in municipal affairs. Of course, I am a Democrat, as were my father and grandfather before me, but I do not believe in partisanship in municipal affairs. I will strive to keep politics out of the city administration and work with my compatriots in the City Council for the best interests of the City of Pittsburgh.

And on motion of Mr. Gallagher

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, April 22, 1935

No. 18.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, April 22, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

The **Chair** announced the appointment of Mr. Charles Anderson as Chairman of the Committee on Public Safety; Mr. John M. Huston as Chairman of the Committee on Health and Sanitation, and Mr. George E. Evans as Chairman of the Committee on Filtration and Water.

PRESENTATIONS.

Mr. **Anderson** presented

No. 3209. Report of the Department of Public Health showing amount of rubbish and garbage re-

moved during the month of March, 1935.

Which was read and referred to the Committee on Health and Sanitation.

Mr. **Demmler** presented

No. 3210. Communication from the Traction Conference Board relative to statement of Frank R. Phillips, President, Philadelphia Company, on the reorganization of the Pittsburgh Railways Company.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. **Huston** presented

No. 3211. Communication from the Pittsburgh Central Labor Union opposing the provisions of the Sign Ordinance placing a tax on outdoor advertising.

Which was read and referred to the Committee on Public Safety.

Mr. **Kane** presented

No. 3212. Petition of pipe line laborers in the Bureau of Water, Department of Public Works, for more time.

Which was read and referred to the Committee on Finance.

Also

No. 3213. Communication from the Department of Public Works asking authorization for increase in contract, amounting to \$50.00, for the construction of Chlorinators at the Filtration Plant, for the Bureau of Water.

Also

No. 3214. Report of the Department of Public Works on Resolu-

tion No. 52, approved April 9, 1935, relative to enactment of legislation to secure Federal and State Aid for highway improvements within the City.

Also

No. 3215. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for making repairs and improvements to certain bridges and streets of the City and to the Highland Park Zoo, and describing said work, and providing for the payment of the costs thereof.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3216. Resolution requesting the President of Council to arrange a conference between the members of Council, the Mayor, and Governor George H. Earle of Pennsylvania, pertaining to Pittsburgh's share of the recently authorized Federal relief funds.

Which was read, received and filed.

Mr. McArdle presented

No. 3217. Communication from the City Treasurer submitting statement of collection of delinquent taxes for the period April 1st to April 15th; also, statement of accounts of the City Solicitor.

Also

No. 3218. An Ordinance providing for the temporary employment of a Consulting Bridge Engineer and other Engineering Assistants for the preparation of estimates of cost and report on adoption of plans of the Department of Public Works, or the Citizens' Committee on City Plan, for the Fort Duquesne Bridge and Tunnel and related improvements in the Point district, and providing for the payment of salaries and engineering expenses entailed thereby.

Also

No. 3219. Resolution authorizing and directing the Mayor to execute and deliver a deed to Jean P. Marshall, 222 Marshall avenue, Pittsburgh, for a

piece of property fronting on the north side of Carrington street, 25th Ward, City, for the sum of \$500.00, provided the purchase money shall be paid within sixty days from the date hereof, and subject to Council changing the zoning classification of this property to Light Industrial Use.

Also

No. 3220. Resolution authorizing the issuing of a warrant in favor of Henry Butch for the sum of \$400.00, being payment in full for extra work under Contract No. 1141 (Controller's No. 5152), countersigned November 22, 1934, for the construction of Discharge Mains from Saline Pumping Station to Saline street at Monitor street and Beacon street at Schenley Park Line, and charging the same against funds set aside for said Contract out of Code Account 122-7, General Improvement Bonds, 1934.

Also

No. 3221. Resolution authorizing and directing the City Controller to make the following transfers amounting in the aggregate to \$22,000.00, within the Bureau of Highways & Sewers, Department of Public Works, and the Mayor's Office-Supervision of City Stables:

FROM CODE ACCOUNT

1041. Misc. Services, Supervision of City Stables, Mayor's Office,	\$ 1,200.00
1042. Supplies, Supervision of City Stables, Mayor's Office,	2,300.00
1044. Repairs, Supervision of City Stables, Mayor's Office,	700.00
1623. Wages, July to Sept., Cleaning Highways, Bureau of Highways & Sewers	6,500.00
1624. Wages, Oct. to Dec., Cleaning Highways, Bureau of Highways & Sewers	5,600.00
.....	5,700.00
	\$22,000.00

TO CODE ACCOUNT

1629. Equipment, Cleaning Highways, Bureau of Highways & Sewers	\$22 000.00
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Which were severally read and referred to the Committee on Finance.

Also

No. 3222. An Ordinance setting aside and dedicating certain property, in the Eighteenth ward of the City of Pittsburgh, for public use for highway purposes, for the widening of Saw Mill Run boulevard.

Which was read and referred to the Committee on Public Works.

Mr. Evans presented

No. 3223. An Ordinance regulating the construction, equipment, maintenance, operation and inspection of elevators; providing for the issuing of permits, certificates of operation and inspection certificates therefor; fixing fees for the said permits and certificates; granting certain authority and imposing certain duties upon the Superintendent of the Bureau of Building Inspection and inspectors in the employ of the said Bureau; and providing penalties for violation of the provisions of this ordinance.

Which was read and referred to the Committee on Public Safety.

The Chair presented

No. 3224. Communication from Ernest E. Alvin, 501 Peoples East End Trust Building, attaching water bill and appealing same.

Also

No. 3225. Communication from Elizabeth Scott Wilhelm, 2806 Sanderson avenue, enclosing bill for street paving and asking opportunity to work out this assessment.

Also

No. 3226. Communication from Ben K. Carr offering to rent part of the Schenley Oval stables for furnishing saddle horses to the public.

Also

No. 3227. Communication from Engineers' Council of Chamber of Commerce containing resolution relative to preparation of plans and specifications for unemployment relief projects and offering services in every co-operative way.

Also

No. 3228. Resolution authorizing and directing the Board of Water Assessors to grant to the Young Men's

Christian Association of Pittsburgh, and other organizations doing work of a similar nature, free water for swimming pools and shower bath use.

Also

No. 3229. Communication from Wm. Holmes, 39 Riverview avenue, N. S., Pittsburgh, calling attention to assessments by city and county of his property in the 8th Ward, Pittsburgh.

Also

No. 3230. Communication from the Pension Fund of the City of Pittsburgh advising of the approval of the proposed plan of the Efficiency and Economy Commission for a revision and consolidation of the three city pension funds.

Which were severally read and referred to the Committee on Finance.

Also

No. 3231. Communication from the Chamber of Commerce relative to securing Federal funds for needed highway and public works improvements in Pittsburgh and Allegheny County.

Also

No. 3232. Communication from H. F. J. Tyrrell, 537 Ivy street, relative to traffic signals at Highland, Center and Ellsworth avenues, and the signs on comfort station rest rooms at Frankstown and Penn avenues.

Also

No. 3233. Communication from John McElligott, 1819 Crescent street, relative to the condition of Crescent street and boardwalk.

Also

No. 3234. Communication from Feliks Mostowicz, 715 Leydon street, requesting sewer on Leydon street.

Also

No. 3235. Communication from H. E. Rothrock, 1705 Northfield avenue, 28th Ward, relative to the cutting of trees and burning of rubbish on Greenway Drive, extending from Northfield avenue East to Chartiers avenue.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3236. Communication from the Borough of Bellevue asking the City's cooperation in preventing the erection of signboards on property abutting the Ohio River boulevard.

Also

No. 3237. Communication from Retail Merchants' Association relative to elevator inspection ordinance.

Which were read and referred to the Committee on Public Safety.

Also

No. 3238. Communication from The Best Foods, Inc., endorsing the selection of Charles Wolff to fill the vacancy in Council caused by the death of William J. Soost.

Which was read, received and filed.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 3239. Report of the Committee on Finance for April 16, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3127. An Ordinance entitled, "An Ordinance authorizing the issuing of a warrant in favor of George E. Scaff in the sum of \$146.90, in payment of insurance on City Council car No. 300, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3187. An Ordinance entitled, "An Ordinance authorizing the execution of an Agreement with the Cleveland and Pittsburgh Railroad Company for a license for a 20" diameter sewer across the right of way of said Railroad Company on line of Said street extended, in the Twenty-seventh ward of the City of Pittsburgh, Pennsylvania."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3129. Resolution authorizing the issuing of a warrant in favor of Thomas J. Costic, 335 S. Pacific avenue., Pittsburgh, Pa., in the sum of \$150.00 in full settlement of his claim against the City for personal injuries sustained January 1, 1935, on Maurice street steps leading from Second avenue to Forbes street, and charging same to Code Account No. 42,

Contingent Fund.
Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3130. Resolution authorizing the issuing of a warrant in favor of Eugene W. Herron, 153 La-Belle street, Pittsburgh, Pa., in the sum of \$152.85, in full settlement of his claim against the City for personal injuries and property damage to automobile sustained March 13, 1935, at the intersection of Gist street and the Boulevard of the Allies, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3132 Resolution authorizing the issuing of a warrant in favor of John T. White, 40 Bigelow street, Pittsburgh, Pa., in the sum of \$250.00, in full settlement of his claim against the City for personal injuries sustained January 12, 1935, at the intersection of Greenfield avenue and Saline street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3133. Resolution authorizing the issuing of a warrant in favor of Albert Conwell in the amount of \$29.68, for eight days wages as laborer in City-County Bldg., and charging same to Code Account 1669, Salaries, Regular Employees, Bureau of City Property.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2021. Resolution authorizing the issuing of a warrant in favor of D. Cavalier in the sum of \$599.04, being a refund for over-payment of rent on stand in the North Side Market during the past twelve years, and charging the same to Code Account No. 42, Contingent Fund.

In Finance Committee, April 16, 1935, Read and amended to read:

"RESOLVED, That the proper officers of the City of Pittsburgh be and they are hereby authorized and directed to allow a credit to D. Cavalier in the sum of \$460.00 for overpayment of rent on stand in the North Side Market during the past twelve years," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3131. Resolution authorizing the City Solicitor to satisfy of record the municipal lien at No. 35 April Term, 1929, on which there is

owing, including the debt, interest and costs, the sum of \$714.87, upon payment by Jacob W. Simon, within ten days from the date of this resolution, of all city taxes, costs and interest, amounting to about \$517.73, on property situate in the Fourteenth ward and fully described in Bill No. 2947, being the petition of said Jacob W. Simon for said exoneration.

In Finance Committee, April 16, 1935, Read and ordered returned to council with an affirmative recommendation, subject to letter from Mr. Simon.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

The Clerk read the following:

"Pittsburgh, Pa., April 18, 1935. Finance Committee of Council. Gentlemen:—

In re Bill No. 2947, I hereby state that the excavation is completed for the first house and plans have been filed, thus assuring you that it is my intention to proceed with the construction of three houses which I have promised you would be constructed upon the ground in question on Pocussett street in the Fourteenth ward. The erection of the other two houses will follow in the near future.

Yours truly,

JACOB. W. SIMON"

Which was received and filed.

And the resolution was read a third time and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3185. Resolution authorizing and directing the City Controller to transfer the sum of \$

from Code Account No. to Code Account No. 1080, Public Utilities Litigation. Department of Law.

In Finance Committee, April 16, 1935, Read and amended by inserting in blank spaces, respectively, "\$2000.00" and "48, Interest on Overdue Damages," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Mr. Kane presented

No. 3240. Report of the Committee on Public Works for April 17, 1935, transmitting sundry ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2802. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Ruxton street, from Haberman avenue to Estella avenue, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs,

damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2882. An Ordinance entitled, "An Ordinance opening Murdoch street, in the 14th Ward of the City of Pittsburgh, from Northumberland street to Aylesboro avenue, fixing the width and position of the roadway and sidewalks, providing for sloping, parking, retaining walls and steps, re-establishing the grade thereof, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time

and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2937. An Ordinance entitled, "An Ordinance authorizing and directing the grading to a width of forty feet, paving and curbing of Murdoch street, from Northumberland street to Aylesboro avenue, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3028. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of concrete sidewalks in the City of Pittsburgh, and authorizing the setting aside of the sum of Five thousand dollars (\$5,000.00) from Code Account No. 1642 G, Laying Cement Walks, Bureau of Highways & Sewers, for the payment of the cost thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3178. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the west sidewalk and roadway of McCaslin street, from a point about 110 ft. north of Bigelow street to the existing sewer on McCaslin street at Loretta street, including as may be necessary, the

excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3179. An Ordinance entitled, "An Ordinance authorizing and directing the construction of house sewer laterals on McCaslin street between Loretta street and Greenfield avenue, from the existing sewer on the roadway thereof to points about 2 feet inside the curb lines, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3177 Resolution authorizing the issuing of a warrant in favor of James H. McQuade & Sons Company for the sum of \$44.00, being payment in full for extra work in furnishing and placing 550 lbs. of "I" Beams to complete the installation of Brick Gate Boxes, under Contract No. 1139 (Controller's No. 5153), countersigned November 22, 1934, for the construction of 20" Suction Main to Saline Pumping Station, to be paid out of Code Account 122-7, General Improvement Bonds, 1934.

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Demmler presented

No. 3241. Report of the committee on Public Service and Surveys for April 17, 1935, transmitting several

ordinances and a resolution to council.
Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3171. An Ordinance entitled, "An Ordinance re-establishing the grades of the westerly curb line of Warrington avenue West, at the first and second curves north of Boggs avenue."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the Bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3107. An Ordinance entitled, "An Ordinance establishing the grade of Jillson avenue, from Kenilworth street to Brookline boulevard."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3109. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway, providing for slopes, parking, retaining walls and steps and establishing the grade of Shawhan avenue, from Brookline boulevard to Brookline boulevard."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2974 Resolution authorizing and directing the Law Department to file with the Public Service Commission a formal Protest and Objection to the schedule of rates of the Duquesne Light Company as soon as such schedule is filed, and to make such appropriate request to the Public

Service Commission for an order or orders upon the Duquesne Light Company requiring it to furnish to the Commission and to the City such information, data and facts concerning its business as will enable the Commission and the City to determine whether the schedule of rates as filed will in fact and truth reduce the payments to the Company by householders and other customers to the full extent offered by the Company, and in a manner equitable and fair to all customers.

In Public Service and Surveys Committee, April 17, 1935, Read and amended by striking out the words "file with the Public Service Commission a formal Protest and Objection to the schedule of rates of the Duquesne Light Company as soon as such schedule is filed, and to make such appropriate," and after the word "Request" strike out the word "to", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. Demmler arose and said:

Mr. President:— At this time, I would like to read for the record and place upon the record a letter which I received from Mr. Phillips, dated April 18th.

As discussed in the committee, this resolution wishes to bring out a few additional points we would like to have, and to which the Public Service Commission as such should make answer; and it is for that reason that we ask for the passage of this resolution, and I hope it will pass.

I promised to present this letter be-

fore action was taken on the resolution.

Mr. Demmler presented

No. 3242.

DUQUESNE LIGHT COMPANY

435 Sixth Avenue,
Pittsburgh, Pa.,

April 19, 1935.

Hon. Walter R. Demmler,
Chairman, Committee on Public
Service and Surveys,
Council of the City of Pittsburgh,
Pittsburgh, Pa.

Dear Mr. Demmler:—

In line with your meeting to-day with some of our representatives, relative to information in connection with the recent rate reduction, I understand that there is pending in Council a resolution which, in effect, directs the Law Department to ask the Public Service Commission to order the Light Company to furnish you with information relative to the recent rate reduction.

As our representatives stated to you today, we are quite willing to give you any information along this line that you desire and to place at your disposal the same information which we gave to the Public Service Commission relative to the amount of the reduction and its distribution among the various classes of customers.

May I suggest that it seems unnecessary to ask the Public Service Commission to order us to do something which we are willing to do voluntarily. In fact, I had hoped that my last letter to Council in this connection furnished the information desired. I am sorry that it failed to do so.

Very truly yours,

F. R. PHILLIPS,

President.

Which was read, received and filed.

Mr. Kane arose and said:

Mr. Chairman, On the resolution, I would like to ask Mr. Demmler, the sponsor of the resolution, to explain what his opinion would be as to whether this resolution calling upon the Public Service Commission to supply the Council, for the record and the benefit of the public, information as to what is really the basis of the valuation of the Light Company's properties

on which they based their reduction? In the conference they (the Commission) said they would do this when they came to an agreement with the Duquesne Light Company.

This resolution calls upon the Public Service Commission to furnish the City with information and data, and I would like to know if Mr. Demmler is of the opinion that this resolution will bring forth that information from the Commission?

Mr. Demmler arose and said:

Mr. Chairman, In answer to Mr. Kane, it will open up correspondence between the Law Department and the Public Service Commission that will develop in writing the question that Mr. Kane is asking.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Anderson presented

No. 3243. Report of the Committee on Public Safety for April 17, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3188. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Ten thousand (10,000) feet, more or less, of Hose for the Bureau of Fire, and providing for the payment thereof."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time

and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 3244. Report of the Committee on Public Welfare for April 17, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 2976. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 1 Electric Refrigerator, Shelving Equipment, an Auto Coupe and a Four Door Sedan for the Department of Public Welfare, and providing for the payment thereof."

In Public Welfare Committee, April 17, 1935, Read and amended in Section 1 by striking out the words "an Auto Coupe at a cost not to exceed the sum of Six hundred (\$600.00) dollars"; by striking out the amount "\$1500.00" and by inserting in lieu thereof the amount "\$900.00", and in the title by striking out the words "an Auto Coupe," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Gallagher moved

That the amendments of the Public Welfare Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and

final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Kane presented

No. 3245. WHEREAS, There is pending in the General Assembly of the Commonwealth of Pennsylvania House Bill 1816, An Act authorizing cities of the Second Class to assess and collect excise taxes on public service companies, and House Bill 1925, An Act appropriating from the Motor License Fund a sum sufficient to maintain the Pittsburgh traffic system; and

WHEREAS, The passage of these bills will create new revenue to this city of more than a Million Dollars a year, enabling a reduction in the millage on real estate, which now bears an unfair burden; Therefore, be it

RESOLVED, That City Council notify the Committee on Cities of the House of Representatives urging them to report favorably on House Bill 1816, and the Committee on Appropriations to act favorably on House Bill 1925.

Which was read.

Mr. Kane moved

The adoption of the resolution.

Mr. Kane said:

Mr. President:— I would ask immediate adoption of the resolution; but if the members of Council are not familiar with the bills I would ask

that the resolution go to committee for consideration and action.

There are two bills pending in the legislature. Bill 1816 is a bill intended to carry out the purposes of taxing utilities by an Act instead of by an ordinance. In other words, it is trying to do what we tried to do by an ordinance to tax meters of public utilities.

The second bill No. 1925 pending in the Appropriations Committee of the House of Representatives is a bill that requests the State to set aside a portion of the Motor Vehicle License Fund to be returned to the City for the maintenance of the Bureau of Traffic Planning and the City's traffic system.

And the question recurring on the adoption of the resolution.

The motion prevailed.

Also

No. 3246.

WHEREAS, Sunday, April 28th, 1935, having been set aside for observance of "Under-Privileged Children's Day", and the evening of Wednesday, May 1st, 1935, having been set aside for the charity ball of the Kiwanis Club of Pittsburgh in the William Penn Hotel for the raising of funds for work among under-privileged and crippled children in the City of Pittsburgh, be it

RESOLVED, By the Council of the City of Pittsburgh, That the work among these little unfortunates be and the same is hereby endorsed and the people of Pittsburgh be urged to observe "Underprivileged Children's Day" and to support the charity ball of the Kiwanis Club, the entire proceeds of which are to be used during the coming year in this very meritorious activity.

Which was read.

Mr. Kane moved

The adoption of the resolution.

Which motion prevailed.

Mr. Kane arose to a question of personal privilege, and said:

Mr. President:— I arise to a question of personal privilege. On April 18th an editorial appeared in the Pittsburgh Post-Gazette entitled, "Council's Gift to Politics". The article dealt with legislation pending before

the State Legislature providing for the consolidation of the Assessors Departments.

I talked to the Managing Editor of that paper and I told him, while I was speaking for myself, I thought the editorial was unfair to the members of City Council, because it carried with it the idea that the taxpayers of this City should rise up against the Council for asking delay on this legislation. I stated to him that he was not familiar with the facts, and if so, he tried to mislead the public on the action taken by Council. The reason for the delay was due to the fact that we desired information on this legislation, as we had been reliably informed by people familiar with the subject that the City was liable to lose \$1,300,000 in taxes now collected from the railroads operating in our city.

There were other items of expense which I think the members of Council are familiar with, which would offset the saving of \$100,000.00 that might be saved through the reduction and the elimination of positions in the maintenance of this city activity.

All that Council was asking was a delay on this legislation to secure as much information on the subject as we could, and we invited all taxpayers, large or small, to meet with us and furnish that information.

I would suggest that the editorial department or the publisher of the Post-Gazette, before they criticise this body, which is trying to do a conscientious thing for the taxpayers of this City, that they lay the information before Council.

The Chair presented

No. 3247.

City of Pittsburgh,
Office of the Mayor.

To the City Council.

I have appointed subject to your approval O. B. Hannon, S. Aiken avenue, Pittsburgh, to the position of Chairman of the Traction Conference Board in place of Chas. A. Finley, removed.

WM. N. McNAIR,
Mayor.

April 18, 1935.

Which was read, and on motion of

Mr. McArdle, referred to the Committee on Public Service and Surveys.

Also

No. 3248.

City of Pittsburgh,
Office of the Mayor.

April 15, 1935.

To the President and Members
of City Council.

Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, John P. Gallagher, 115 South 11th Street, to the position of Police Magistrate in the place of J. W. McGowan, removed, and would ask for an immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, and on motion of Mr. McArdle, referred to the Committee on Finance.

Also

No. 3249.

City of Pittsburgh,
Office of the Mayor.

April 15, 1935.

To the President and Members
of City Council.

Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, A. Arthur Boscia, 1825 Boulevard of the Allies, as a Member of the Transit Commission to fill the vacancy caused by the resignation of George S. Davison, and would ask for an immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, and on motion of Mr. McArdle, referred to the Committee on Finance.

Mr. Magee (by request) presented

No. 3250. WHEREAS, There have been presented in the United States House of Representatives, and in the United States Senate, two identical bills, known as H. R. 5379 and S. 1632, which bills the City of Pittsburgh is opposed to inasmuch as these bills propose to amend the Interstate Commerce Act and place with the Inter-

state Commerce Commission the authority to authorize and regulate all interstate transportation on the inland waterways of the country; and

WHEREAS, The inland waterways are open to all who desire to use them for transportation purposes and there has been no general demand for any form of governmental regulation, nor will there be a general demand, because nothing approaching a monopolistic nature is likely to function in connection with transportation on our inland waterways; and

WHEREAS, Industries have been located in the Pittsburgh District because of the availability of low water cost transportation and if this advantage is eliminated it will place these industries in an unfair competitive position and be detrimental to the interests of the huge population centered in the Pittsburgh district and Western Pennsylvania, and the country generally will be affected if burdensome regulations are established and low water transportation rates are "stabilized" by the Interstate Commerce Commission in the interest of the railroads, as there will be an inevitable increase in all transportation rates and this will be contrary to public interest; and

WHEREAS, The proposed legislation will undoubtedly affect the financial interest of the water carriers adversely under the guise of uniform regulation of water and rail carriers. It should be borne in mind that during the years in which the rivers moved the greatest amount of tonnage the rail carriers were equally prosperous and the rivers caused no financial difficulties of the carriers. The percentage of the river tonnage as compared with the rail tonnage has remained constant and it is quite apparent therefore, that the situation now faced by the carriers is due to other conditions than the loss of tonnage to the river carriers. Therefore, Be It,

RESOLVED, That the City of Pittsburgh is opposed to the passage of H. R. 5379 and S. 1632 and that a copy of these resolutions be sent to the President, Senators and Representatives in the National Congress from the State of Pennsylvania, and to members of

the Committees having the bill in charge, and that Mr. Charles Donley of Pittsburgh be authorized to represent the City of Pittsburgh and to appear before the Committee of Congress for the purpose of emphasizing its importance on behalf of the people of the City of Pittsburgh, Pennsylvania.

Which was read and referred to the Committee on Finance.

Mr. McArdle arose and said:

Mr. President:— On behalf of the special committee, appointed to prepare resolutions on the death of our beloved colleague, William J. Soost, I beg leave to offer this resolution, and would move its adoption.

Mr. McArdle presented

No. 3251. On the 18th day of May, 1883, William J. Soost was born on Franklin street in the City of Pittsburgh. He spent his early life and received his early education near the place of his birth. In his early manhood he embarked in business with his father and brothers in the East Liberty district, where he spent the remainder of his life.

On reaching man's estate, he immediately identified himself with the civic interests of his community and became active in many fraternal, social and charitable organizations. To each of these movements he contributed unsparingly of his time, energy and ability in the promotion of every worthy cause in which they were engaged, in many of which he rose to positions of responsibility and leadership.

It was perhaps inevitable that his activities and experience in these positions should lead him into public life, in the affairs of which he took an active interest at an early age. He served his City and his community with fidelity and gave to each undertaking the best that he possessed.

In every walk of life in which he took an active part he endeared himself to those with whom he came in contact by his pleasant and amiable personality and by his infectious smile, by his spirit of fellowship, by his generosity and by his broadminded appreciation of and respect for other people's rights and points of view.

In his private life, the same fine

traits of character that gained for him so much of public esteem, made of him an exemplary husband and father and won for him the same deep devotion of his family that he always showed toward wife and children.

In January of 1932, he became a member of the City Council of the City of Pittsburgh by virtue of an election at the hands of the people, in which office he served faithfully and well until his death on April 8th, 1935. It is fitting that we should take proper notice of his unexpected and untimely death; Therefore, be it

RESOLVED, That the Mayor and the Council of the City of Pittsburgh hereby express feelings of the deepest sympathy to his family and friends on the great loss which they sustained by the death of a loving husband and devoted father and loyal friend; and that

we express deep appreciation of the great loss which the City and its citizens have sustained by the passing of a faithful public servant; and, be it further

RESOLVED, That a copy of these Resolutions be duly engrossed and sent to the family of our deeply lamented colleague, and that a copy be entered in full upon the records of Council.

Which was read.

And on motion of Mr. McArdle, was adopted by an unanimous rising vote.

The **Chair** said:

Gentlemen:— Out of respect to our late colleague, William J. Soost, Council will now stand adjourned.

And Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, April 29, 1935

No. 19.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President
ROBERT CLARK.....City Clerk
EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, April 29, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

Mr. Anderson presented

No. 3252. An Ordinance creating and establishing the position of Investigator in the office of the City Clerk, and fixing the compensation therefor.

Which was read and referred to the Committee on Finance.

Also

No. 3253. Communication from the Department of Public Safety advising of institution of 60-day trial,

effective May 8, 1935, of No Parking 6:00 A.M. to 6:00 P.M. on Sixteenth street, between Mulberry way and Pike street, both sides.

Which was read, received and filed.

Also

No. 3254. Communication from the Department of Public Safety advising of institution of 60-day trial, effective May 8, 1935, of No Parking At Any Time on Liberty avenue, between Fifth avenue and Barker way, northerly side, and between Fifth avenue and Oliver avenue, southerly side.

Which was read, received and filed.

Mr. Demmler presented

No. 3255. Communication from the Department of Law submitting copy of its letter to Hon. C. J. Goodnough, Chairman, Public Service Commission, of April 23rd, and Chairman Goodnough's reply of April 24, 1935, in re: Duquesne Light Co. Schedule of Rates.

Also

No. 3256. An Ordinance fixing the position of the high sidewalk along the easterly side of Saw Mill Run boulevard, from Overbrook boulevard to Dartmore avenue, establishing the grade thereof, and providing for slopes, parking, the construction of retaining walls and steps.

Also

No. 3257. An Ordinance fixing the position of the high sidewalk along the easterly side of Dartmore avenue, from Sinton way to Saw Mill Run boulevard, establishing the grade thereof, and providing for slopes, parking, the construction of retaining walls and steps.

Also

No. 3258. An Ordinance re-fixing the width and position of the sidewalks and roadway of Forbes street, from Sixth avenue to Stevenson street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Evans presented

No. 3259. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of six auto trucks for the Bureau of Water and providing for the payment thereof.

Which was read and referred to the Committee on Filtration and Water.

Also

No. 3260. Resolution directing the Director of the Department of Public Safety immediately to confer with the Relief Work Division of Allegheny County for the purpose of requisitioning adequate labor service for the completion of projects provided for under the terms of Ordinance No. 297, approved November 3, 1934, and that he immediately prepare to carry out such provisions of said ordinance as the Department of Public Safety is responsible for, so as to complete these projects as quickly as possible; and that he report to the Committee on Hearings at its meeting on Wednesday, May 1, 1935, such steps as he may have taken by that time, together with a definite report as to when these projects will be resumed, with especial reference to those matters for which he, as Director of said Department, is responsible.

Which was read and referred to the Committee on Public Safety.

Also

No. 3261. Resolution requesting the Director of the Department of Public Works to prepare a report with a view to making application to the Federal authorities on public works projects for the construction of Burpee Relief Sewer, part No. 1, estimated cost of \$297,000; Hamilton Avenue boulevard Relief Sewer, part No. 2, estimated cost of \$410,000, and Denniston avenue Relief Sewer, part No. 3, estimated cost

of \$90,000.00, Negley run Drainage Basin designated as Nos. 6, 8 and 9, respectively, in the schedule set up by the Department of Public Works.

Which was read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 3262. An Ordinance amending Section 1 of an ordinance entitled, "An Ordinance amending Section 1 of an ordinance entitled 'An Ordinance making an appropriation for the purpose of providing funds for the payment of salaries for Architectural expenses for construction and repairs to buildings at the City Home and Hospital at Mayview', approved November 3, 1934", approved March 1, 1935.

Which was read and referred to the Committee on Public Welfare.

Also

No. 3263. Petition for cleaning of streets in the vicinity of 27th Street and Carey way, South Side.

Which was read and referred to the Committee on Public Works.

Mr. Huston presented

No. 3264. Report of the Department of Public Health on segregation of tubercular children at Leech Farm, also age analysis.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Kane presented

No. 3265. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to carry out and complete Unemployment Relief Projects now authorized by the Local Works Division of Allegheny County, and authorizing the payment of such costs required for this construction as may not be assumed by the Local Works Division of Allegheny County, including as may be necessary, the rental or purchase of tools, plant, motor trucks and equipment, the payment of engineering, inspection and general supervisory expenses, miscellaneous services, repairs, materials, rentals of office and warehouse space, and supplies, all as may be necessary for the proper performance of said work.

Also

No. 3266. An Ordinance ap-

appropriating the sum of Twenty-five Thousand (\$25,000.00) Dollars from the proceeds of the sale of bonds authorized by Ordinance No. 284, approved December 5th, 1933, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One Million Four Hundred Thousand (\$1,400,000.00) Dollars, and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purposes, viz: Providing supplies, materials, equipment, labor and supervision (including engineering expenses) for the improvement of streets, parks, playgrounds, wharves, sewers, water lines, bridges and other public properties of the City of Pittsburgh, the labor to be provided from among the unemployed, and providing for the redemption of said bonds and the payment of interest thereon", said bonds being known and designated as "Public Works Relief Bonds, 1933, Series C", Code Account No. 118, for the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and supervision including engineering expenses, the labor to be provided from among the unemployed, for the improvement and repair of streets and thoroughfares, in the amount hereinbelow set forth, for the Department of Public Works.

Also

No. 3267. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 1 Combination Tractor, Shovel and Bulldozer; 1 Road Roller; 1 Scarifier and Road Rooter and 1 Grader for the Bureau of Highways and Sewers, and providing for the payment thereof.

Also

No. 3268. Resolution authorizing the issuing of a warrant in favor of John A. Galbreath for the sum of \$50.00, being payment in full for extra work done under Controller's Contract No. 5175, countersigned December 18, 1934, for "Construction of Chlorinators, Chlorine Storage Building, Equipment and Appurtenances", the said amount to be paid out of Appropriation No. 122-6, and chargeable against funds set aside for said contract, for Filtration

Plant, Bureau of Water.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3269. Communication from the Secretary of Highways of Pennsylvania in reply to Resolution No. 52 of the City of Pittsburgh requesting legislation to broaden the power of the State in connection with construction and reconstruction work in the City of Pittsburgh.

Which was read, received and filed.

Mr. McArdle presented

No. 3270. An Ordinance directing the City Controller to appropriate and set aside various amounts from various Bond Issue Accounts to various construction accounts in the Bureau of Water.

Also

No. 3271. RESOLVED: That the City Controller be and he is hereby authorized and directed to make the following transfers within the Bureau of Water accounts:

FROM

Code 111-2-A Repairs, 26th St.	
Water Line—Salaries & Wages	\$ 609.69
Code 111-2-B Repairs, 26th St.	
Water Line—Misc. Service	.08
Code 111-2-D Repairs, 26th St.	
Water Line—Materials	251.86
Code 111-4-A Application	
Mains—Salaries & Wages	.19
Code 111-5-B Street Improvement Mains—Materials	2.69
Code 111-6-D System Improvement Mains—Materials	3.42
	<hr/>
	\$ 867.93
Code 122-1-A Baffle Repairs—	
Salaries & Wages	291.50
Code 122-1-B Baffle Repairs—	
Misc. Services	25.00

TOTAL \$1,184.43

TO

Code 111-5-A Street Improvement Mains—Salaries & Wages	\$ 867.93
Code 122-4-A Street Improvement Mains—Salaries & Wages	\$ 316.50

TOTAL \$1,184.43

Also

No. 3272. Resolution authorizing and directing the City Controller to transfer the sum of \$2,250.00 from Code Account No. 1897-A-1, Salaries, Regular Employees, Office, Bureau of Recreation, to Code Account No. 1907-F, Equipment, Grounds and Buildings, Bureau of Recreation, Department of Public Works.

Also

No. 3273. An Ordinance appropriating and setting aside the sum of Seven Hundred (\$700.00) Dollars from Bond Fund No. 118, Public Work Relief Bonds, Series "C", for rental of equipment and labor for improvement of Foley Street Playground.

Also

No. 3274. Resolution authorizing the issuing of a warrant in favor of Martha Geiger, 94 Dawn avenue, Pittsburgh, Pa., in the sum of \$557.70, in full settlement of her claim against the City for personal injuries sustained February 22, 1935, on Dawn avenue steps, City, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3275. Resolution authorizing and directing the City Controller to transfer the sum of \$103.00 from Code Account 1333, Materials, Department of Public Welfare, Mayview City Home and Hospitals, to Code Account 1673, Materials, Department of Public Works, Bureau of City Property.

Also

No. 3276. Resolution authorizing the issuing of a warrant in favor of William H. Wages, 213 Homestead avenue, Homestead, Pa., in the sum of \$150.00, in full settlement of his claim against the City for personal injuries and property damages sustained December 9, 1934, on Baldwin road, City, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3277. Resolution authorizing the issuing of a warrant in favor of Lena Kelly, widow, 132 Crawford street, Pittsburgh, Pa., in the sum of \$125.00, in full settlement of her claim

against the City for personal injuries sustained August 11, 1934, at Washington place and Wylie avenue, City, and charging same to Code Account No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 3278. An Ordinance appropriating and setting aside from Code Account 122, General Improvement Bonds, 1934, the sum of \$5,000.00 for the cost of replacing ferrules and pumping out service lines in the Homestead Bank, Wilkins place and East End avenue Plans of Lots, including labor, supplies, materials and other incidental costs and expenses of such work.

Also

No. 3279. Communication from J. L. Lewis, 335 Fifth avenue, attaching copy of data in re petition for compensation for alleged illegal, unwarranted action and pernicious prosecution and asking for a hearing.

Also

No. 3280. Communication from Norris V. Watson, Commonwealth Annex Bldg., attaching bill for damages to his automobile by reason of being struck by fire service truck No. 4, on April 5th, on Third avenue.

Which were severally read and referred to the Committee on Finance.

Also

No. 3281. Communication from Pittsburgh Chapter of the American Institute of Architects suggesting that the Allegheny County Authority modify plan for the Monongahela wharf and bridge developments and substitute the plan of the Citizens' Committee on City Plan.

Also

No. 3282. Communication from the North Side Memorial Day Association requesting the erection of stands in Voegtly's Cemetery and Uniondale Cemetery, Division No. 3, for Memorial Day services.

Also

No. 3283. Communication from Robert S. Chess, Solicitor for Green-

tree borough, relative to mine fire in the City of Pittsburgh near the Greentree borough line.

Also

No. 3284. Communication from Allegheny County Authority submitting copies of maps of Fort Duquesne and Ferry street bridges as submitted to the War Department, and calling attention to public hearings to be held on these applications at the Federal Building, April 30th.

Also

No. 3285. Resolution authorizing and directing the Director of the Department of Public Works to proceed with the replacement of ferrules and the pumping out of service lines now reported defective, namely 204 in the Homestead Bank Plan of Lots, 40 in the Wilkins Place Plan of Lots and 21 in the East End Avenue Plan of Lots, at a cost not to exceed \$5,000.00; provided, however, that no such work shall be done in any case until and after the execution of a formal agreement by which the property holder's ownership of and future responsibility for the service line shall be definitely established.

Also

No. 3286. Communication from residents of Sycamore street, Mt. Washington, calling attention to condition of said street between Oneida and Plymouth streets.

Also

No. 3287. Communication from H. G. Archer, 319 Stanford avenue, City, endorsing the practice of parking service on the City's wharves after the regular attendants go off duty.

Also

No. 3288. Petition of residents of the 19th Ward requesting that the name of Moore Playground be changed to Easton Playground.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3289. Resolution authorizing the issuing of a warrant in favor

of Francis S. Bissell for the sum of \$25.24, being the amount of taxes paid the City for the first quarter of the year 1935, on dwelling located at 6825 Penn avenue, 14th Ward, which was totally destroyed by fire on January 29, 1935, and charging the sum to Code Account No. 41, Refunds of Taxes and Water Rents; and authorizing and directing the proper City authorities to exonerate taxes assessed on said dwelling for the remaining three quarters of the year, 1935, namely \$77.25.

Which was read and referred to the Committee on Finance.

Also

No. 3290. Communication from Roy Greene, 1143 Termon avenue, N. S., relative to adoption of proposed rapid transit.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3291. Resolution authorizing and directing the Director of the Department of Public Safety to constitute and appoint Herman Sayenga, employed as Investigator and Book Collector for the Carnegie Library of Pittsburgh, a Special Patrolman of the City of Pittsburgh.

Also

No. 3292. Communication from Mrs. George Bauer, 17 East Lacock street, N. S., complaining of noise at night next door.

Which were read and referred to the Committee on Public Safety.

Also

No. 3293. Communication from Dr. Ray P. Moyer, Director of the Department of Public Health, relative to preventorium and school at Leech Farm Tuberculosis Sanitorium.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 3294. Communication from Ralph E. Griswold, Superintendent, Bureau of Parks, calling attention to large attendance in the City parks on Sunday, April 14th.

Which was read, received and filed.

Also

No. 3295. Communication from General Health Council of Pittsburgh and Allegheny County submitting copy of its letter to Mayor McNair opposing abolition of Morals Court.

Which was read, received and filed.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 3296. Report of the Committee on Finance for April 23, 1935, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3218. An Ordinance entitled, "An Ordinance providing for the temporary employment of a Consulting Bridge Engineer and other Engineering Assistants for the preparation of estimates of cost and report on adoption of plans of the Department of Public Works, or the Citizens' Committee on City Plan, for the Fort Duquesne Bridge and Tunnel and related improvements in the Point district, and providing for the payment of salaries and engineering expenses entailed thereby."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	Garland, (Pres't)

Noes:—Mr. McArdle

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3040. An Ordinance entitled, "An Ordinance making an appropriation for the purpose of providing funds for the payment of lying-in expenses of women residents of the City of Pittsburgh who are without adequate means of paying for the same."

In Finance Committee, April 23, 1935, Bill read and amended in Section 1 by striking out the amount "Fifty thousand (\$50,000.00) dollars," and by inserting in lieu thereof the amount "Seventy thousand (\$70,000.00) dollars," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle also presented

No. 3297. Report of the Committee on Finance for April 24, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 3186. An Ordinance

entitled, "An Ordinance amending and supplementing Sections 82, 84, 85, 88 and 90, Bureau of Parks, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935."

In Finance Committee, April 24, 1935, Bill read and amended in Section 1 by striking out as shown in red, and in the title by striking out the figures "88" and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Mr. Kane presented

No. 3298. Report of the Committee on Public Works for April 23, 1935, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3033. An Ordinance entitled, "An Ordinance amending the amount of \$1800.00, the estimated cost of the contract of Schwartz Electric Company, Controller's Contract No. 3285, for electrical repairs during the year 1935 in the Department of Public Works, to read \$3400.00 and authorizing payment of the additional amount of \$1600.00 from funds appropriated for repairs in the various code accounts in the Department of Public Works for the year 1935."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3215. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for making repairs and improvements to certain bridges and streets of the City and to the Highland Park Zoo, and describing said work and providing for the payment of the costs thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were.

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3222. An Ordinance entitled, "An Ordinance setting aside and dedicating certain property in the Eighteenth ward of the City of Pittsburgh, for public use for highway

purposes, for the widening of Saw Mill Run boulevard."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 3299. Report of the Committee on Public Service and Surveys for April 25, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3057. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement, for and on behalf of the City of Pittsburgh, with the West Liberty & Suburban Street Railway Company and the Pittsburgh Railways Company, relating to the relocating and reconstructing of the street railway of the said Railway Companies and the necessary appurtenances and equipment therefor, on, over and upon Brookline boulevard, as now opened, extending from, and between West Liberty avenue to and Pioneer avenue, in the 19th Ward of the City of Pittsburgh; said agreement to be in form as herein set forth, and providing, inter alia, for conveyance of

title by the Railway Companies to the City of the land over and upon which the street railway is situate, and for reservation to said Railway Companies of the exclusive and perpetual right to construct, maintain and operate a double track street railway on, over and upon said part of said Brookline boulevard, as opened; and for reimbursement by the City to the Railway Companies of the cost of such relocation and reconstruction of the said street railway and necessary appurtenances and equipment therefor."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler also presented

No. 3300. Report of the Committee on Public Service and Surveys for April 24, 1935, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2973. Resolution calling upon the Traction Conference Board, if the Pittsburgh Railways Company fails materially to improve its service within ten days, to institute the appropriate proceedings before the Public Service Commission to require the Pittsburgh Railways Company to

afford adequate service to its patrons within the City of Pittsburgh at the earliest possible date, and directing the Law Department to cooperate in this proceeding with the Traction Conference Board and its attorneys.

Which was read.

Mr. Demmler arose and said:

Mr. President:— Since our conference with Mr. Frank R. Phillips, President of the Philadelphia Company, on the re-organization of the Pittsburgh Railways Company, the representatives of the Department of Law, the Traction Conference Board and the Directing Engineer of the Department of City Transit, have been meeting with representatives of the Railways Company. Until such time as this committee submits its report no action need be taken on this resolution.

Mr. Demmler moved

That the resolution be laid on the table.

Which motion prevailed.

Mr. Anderson presented

No. 3301. Report of the Committee on Public Safety for April 24, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3223. An Ordinance entitled, "An Ordinance regulating the construction, equipment, maintenance, operation and inspection of elevators; providing for the issuing of permits, certificates of operation and inspection certificates therefor; fixing fees for the said permits and certificates; granting certain authority and imposing certain duties upon the Superintendent of the Bureau of Building Inspection and inspectors in the employ of the said bureau, and providing penalties for violation of the provisions of this ordinance."

Which was read.

Mr. Evans arose and said:

Mr. President:— In view of the objections that have been made to this ordinance on account of the registration fee of \$1.00 per annum for

each elevator, action should be deferred on the bill for at least one week in order to iron out the differences.

Mr. McArdle arose and said:

Mr. President:— May I ask Mr. Evans if there were not other disputed points which might lead to the amendment of the bill?

Mr. Evans said

I don't know of any other items to which the Building Owners and Managers Association objected except the registration fee.

Mr. Anderson arose and said:

Mr. President:— Mr. Evans, do you intend to have another hearing on the bill?

Mr. Evans said:

I think I can iron out the differences with the interested parties.

Mr. Anderson said:

If the bill is to be amended, why not refer it back to the committee?

Mr. Evans moved

That the bill be laid over for one week. (Not seconded.)

Mr. Anderson moved

That the bill be recommitted to the Committee on Public Safety.

Which motion prevailed.

Mr. Gallagher presented

No. 3302. Report of the Committee on Public Welfare for April 24, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3020. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Restaurant Equipment for the Pittsburgh City Home and Hospitals at Mayview, Pa., and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to al-

low the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Nones none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Kane moved

That the City Solicitor be requested to furnish at the earliest possible date an opinion as to whether the City of Pittsburgh is permitted to extend the payment of benefit assessments, for the grading, paving and curbing of streets and ways in the City for a period to be fixed by the City beyond six months, without filing a lien thereon.

Which was read.

Which motion prevailed.

Mr. Kane at this time obtained leave, and presented

No. 3303. Resolution authorizing and directing the City Controller to transfer the sum of \$———, set aside in Code Account No. 118, Public Works Relief Bonds, 1933, Department of City Planning, to Code Account No. 118-1a, Improvement and Repair of Streets and Thoroughfares, Department of Public Works.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 3304. RESOLVED, That the Controller of the City of Pitts-

burgh be authorized and directed to audit the expenditures made from Bond Fund 118, Public Works Relief Bonds, for the purpose of showing the various purposes for which these funds have been expended, and for the purpose of showing the costs of the various projects carried on by the City and by the City in conjunction with the governmental agencies, showing in the case of each project the various items of the cost entering into the same, in which costs City funds are involved; and to furnish to Council such other information as may be developed in the conduct of this audit as he shall deem to be of value to Council in determining its policy in the expenditure of any such funds as may be provided in the future for similar purposes; he is further requested to make such reports from time to time as to the results of his audit as he may deem advisable.

Which was read.

Mr. McArdle moved

The adoption of the resolution. Which motion prevailed.

The Chair presented

No. 3305. RESOLVED, That the Director of the Department of Public Works be requested to make an investigation and submit recommendations with a view to submitting an application to the Federal Authorities for a Federal Public Works project for either the construction of a new four-lane traffic bridge on the line of Wilnot street across Junction Hollow, or of reconstructing the floor system of the present bridge to provide a four-lane traffic roadway.

Which was read.

Mr. Kane moved

The adoption of the resolution. Which motion prevailed.

Also

No. 3306. WHEREAS, Representatives of the Federation of Social Agencies, in open meeting of Council, requested that a committee of Council meet with representatives of their organization and various other social, welfare and legal groups to study the

legislation governing the existing Morals Court, to determine the legality of the ordinance creating said Court and also with a view to strengthening legislation governing the operation of the Court, to effect more efficient operation; Therefore, be it

RESOLVED, That the President of Council appoint a special committee to confer on this matter with the Federation of Social Agencies and other interested groups.

Which was read.

Mr. Huston moved

The adoption of the resolution.

Which motion prevailed.

And the Chair appointed as members of the committee, Messrs. Gallagher, Demmler and Evans.

Mr. Magee presented

No. 3307. RESOLVED, That the Chairman and the City Clerk, or either of them, notify the departmental or bureau head or other appropriate city officer to attend the hearing session of City Council held on Wednesday of each week when the subject matter of the various hearings scheduled refer to or concern the administrative acts of such officers, or, when in the opinion of the Chairman or Clerk, the Council needs their advice.

Which was read.

Mr. Magee moved

The adoption of the resolution.

Which motion prevailed.

Mr. Evans moved

To reconsider the action by which

Bill No. 3260. WHEREAS, Under the terms of Ordinance No. 297, approved November 3, 1934, the City authorized and directed the Mayor and the Director of the Department of Public Safety to make application to the Relief Work Division of Allegheny County for the carrying out and completion of certain unemployment relief projects, said projects being in the main for the rehabilitation and improvement of Police Stations and Fire Engine Houses, and provided for the City's share of the cost of carrying out said projects the sum of \$39,000.00, which, among other things, provided

for certain engineering and general supervisory expenses; and

WHEREAS, Under said projects, the work on some forty-seven (47) buildings was completed and on some ten (10) buildings uncompleted; and,

WHEREAS, There remains in the said appropriation of \$39,000.00 a sum of money more than sufficient to complete all of the items set up in the above referred to projects; and,

WHEREAS, It is believed that the Relief Work Division of Allegheny County will furnish the labor necessary for the completion of said projects; Therefore, be it

RESOLVED, That the Director of the Department of Public Safety be and he is hereby directed to immediately confer with the Relief Work Division of Allegheny County for the purpose of requisitioning the adequate labor service for the completion of projects provided for under the terms of Ordinance No. 297, and that he immediately prepare to carry out such provisions of said ordinance as the Department of Public Safety is responsible for, in order that these projects may be completed at the earliest possible date; and, be it further

RESOLVED, That the Director of the Department of Public Safety be directed to report to the Committee on Hearings at its meeting on Wednesday, May 1, 1935, such steps as he may have taken by that time, together with a definite report as to when he expects the work on these projects to resume, with especial reference to those matters for which he, as Director of the Department of Public Safety, is responsible.

Was in Council, this day, referred to the Committee on Public Safety.

Which motion prevailed.

And the question recurring, "Shall the resolution be referred to the Committee on Public Safety?"

The motion did not prevail.

Which was read.

Mr. Evans moved

The adoption of the resolution.

Mr. Evans said:

Mr. President:—In explanation

of this resolution, I might say that the work of repairing the properties under the jurisdiction of the Department of Public Safety has been delayed due to a change in personnel in the department.

I took the matter up with the Director of the Department of Public Safety and requested him to make some provision for carrying out the work as provided in legislation previously authorized by Council. The money for this purpose has been appropriated.

The Mayor, in my presence, ordered the Director of the Department of Public Safety to stop work, and if this is delayed much longer the City will suffer a great loss and be put to much inconvenience.

For that reason I ask the adoption of the resolution.

And the question recurring on the adoption of the resolution.

The motion prevailed.

The Chair presented

No. 3308.

City Transit Commission,

Pittsburgh, Pa., April 29, 1935.

Mr. Robert Garland,

President of City Council,
Pittsburgh, Pa.

Dear Sir:—

According to rumors, there is a wish on the part of some councilmen to abolish the City Transit Commission. Therefore, I, as a member of said commission, wish to ask you not to do so. Please confirm the rest of the appointees in order that we could function properly and show some good results.

We are working on a very important issue, and when we submit our work before you and the people of Pittsburgh, you will be more than satisfied.

I wish again to assure you of my sincerity in the matter.

It would be unwise to abolish that which costs the city nothing and brings good results. I am sure that you, yourself, and the rest of the councilmen, will cooperate for the best of our city's interests.

Yours truly,

Rev. Peter B. Tkach,

Member of City Transit Commission.

Which was read, received and filed.

Mr. Demmler arose and said:

Mr. President:— I wish to present to Council two ordinances which I have been requested to introduce. My presenting these ordinances does not mean that I, or any other member of Council, is favoring either of these two ordinances.

They are presented "by request" so that the consideration of the same may result in what is best for our City.

Mr. Demmler presented

No. 3309. An Ordinance authorizing the purchase by the City of Pittsburgh, for incineration purposes, of all of the grounds, buildings and equipment located in the City of Pittsburgh, Pennsylvania, and in Snowden Township, Allegheny County, Pennsylvania, now the property of the American Reduction Company of Pittsburgh, and providing for the payment of the same.

Also

No. 3310. An Ordinance authorizing and directing the Mayor of the City of Pittsburgh and the Director of the Department of Public Health of the City of Pittsburgh to enter into a contract with the American Reduction Company of Pittsburgh, under which the American Reduction Company shall agree and undertake, for the period of one year from the date of said contract, to dispose of all garbage taken from the City of Pittsburgh, or any part thereof, when the same is loaded upon cars of the American Reduction Company at the loading stations now of said American Reduction Company in the City of Pittsburgh, to-wit: at Neville street and on Second avenue at Tenth street, and to dispose of said garbage outside of the City of Pittsburgh, for the sum of \$2.40 per ton.

Which were read and referred to the Committee on Health and Sanitation.

The Chair presented

No. 3311.

City of Pittsburgh,

Office of the Mayor.

April 22, 1935.

To the President and
Members of City Council.
Gentlemen:—

In view of the fact that you have taken no action on the appointment of A. G. Holmes to the position of Member of the Traction Conference Board, which I consider tantamount to a rejection, I am withdrawing his name from further consideration of your Honorable Body.

I have the honor to inform you that I have appointed, subject to your approval, Frank Policastro, 603 Larimer avenue, to the position of Member of the Traction Conference Board in place of Ralph E. Smith, removed, and would ask for an immediate confirmation of the same.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read, and on motion of Mr. McArdle, referred to the Committee on Public Service and Surveys.

Also

No. 3312.

City of Pittsburgh,
Office of the Mayor,
April 22, 1935.

To the President and
Members of City Council.
Gentlemen:—

In view of the fact that you have taken no action on the appointment of Leonard Civill to the position of Member of the City Planning Commission, which I consider tantamount to a rejection, I am withdrawing his name from further consideration of your Honorable Body.

I have the honor to inform you that I have this day appointed, subject to your approval, Mr. Robert C. Bowers, 5711 Melvin street, to the position of Member of the City Planning Commission in place of A. G. Holmes, removed, and would ask for your immediate confirmation.

Very truly yours,
WM. N. McNAIR,
Mayor.

Which was read, and on motion of Mr. McArdle, referred to the Committee on Finance.

Also

No. 3313.

City of Pittsburgh,
Office of the Mayor
April 22, 1935

To the President and Members
of City Council.
Gentlemen:—

In view of the fact that you have taken no action on the appointment of Leonard Civill to the position of Board of Adjustment, which I consider tantamount to a rejection, I am withdrawing his name from further consideration of your Honorable Body.

I have the honor to inform you that I have this day appointed, subject to your approval, Mr. Robert C. Bowers, of 5711 Melvin street, to the position of Member of the Board of Adjustment in place of A. G. Holmes, removed, and would ask for your immediate confirmation.

Very truly yours,
WM. N. McNAIR,
Mayor.

Which was read, and on motion of Mr. McArdle, referred to the Committee on Finance.

Also

No. 3314.

City of Pittsburgh,
Office of the Mayor,
April 22, 1935.

To the President and Members
of City Council.
Gentlemen:—

In view of the fact that you have taken no action on the appointment of O. B. Hannon to the position of Chairman of the Traction Conference Board, which I consider tantamount to a rejection, I am withdrawing his name from further consideration of your Honorable Body.

I have the honor to inform you that I have appointed, subject to your approval, Mrs. Ida M. Rickenbrode, 5214 Keystone street, to the position of Chairman of the Traction Conference Board in place of Charles A. Finley, removed, and would ask for an immediate confirmation of the same.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read, and on motion of
Mr. McArdle, referred to the Committee
on Public Service and Surveys.

Also

No. 3315.

City of Pittsburgh,
Office of the Mayor,

April 22, 1935.

To the President and Members
of City Council.
Gentlemen:—

In view of the fact that you
have taken no action on the ap-
pointment of John P. Gallagher to the
position of Police Magistrate, which I
consider tantamount to a rejection, I am
withdrawing his name from further
consideration of your Honorable Body.

I have the honor to inform you that
I have appointed, subject to your ap-
proval, Stewart S. Dapp, 218 Coltart

street, to the position of Police Mag-
istrate to fill the vacancy caused by
the removal of J. W. McGowan, and
would ask for an immediate confirma-
tion of the same.

Respectfully yours,

WM. N. McNAIR.

Mayor.

Which was read, and on motion of
Mr. McArdle, referred to the Committee
on Finance.

Mr. Huston moved

That the Minutes of Council
of Wednesday, April 17th, and Monday,
April 22nd, 1935, be approved.

Which motion prevailed.

And on motion of Mr. Kane

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, May 6, 1935

No. 20.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, May 6, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

Mr. Anderson presented

No. 3316. An Ordinance authorizing the issuance of warrants in payment for services rendered and materials furnished without previous authority of Law, as follows:—Signal Service Corporation in the sum of \$184.92, Marshall Elevator Company in the sum of \$1.75, Pittsburgh Gage & Supply Company in the sum of \$2.40, Paff's Disinfecting Company in the sum

of \$68.75, W. T. McCullough Electric Company in the sum of \$4.33, South Hills Ornamental Iron and Wire Works Company in the sum of \$349.50, Frank Kafka in the sum of \$117.22, Keps Electric Company in the sum of \$29.92.

Which was read and referred to the Committee on Finance.

Also

No. 3317. Communication from the Department of Public Safety recommending the purchase of new fire apparatus.

Also

No. 3318. An Ordinance providing for the letting of a contract for the furnishing and delivery of One Motor Driven City Service Truck for the Bureau of Fire, Department of Public Safety, and providing for the payment thereof.

Which were read and referred to the Committee on Public Safety.

Also

No. 3319. Communication from R. A. Winn complaining of nuisance occasioned by operation of a poultry slaughtering concern at 7141 Kelly street.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Demmler presented

No. 3320.

John Bauer, Director
THE AMERICAN PUBLIC UTILITIES
BUREAU

280 Broadway, New York City

April 26, 1935.

Hon. Walter R. Demmler, Chairman
Committee of Public Service & Surveys
Council of the City of
Pittsburgh, Pennsylvania.

Dear Sir:

In reply to your communication of April 25, 1935, stating that your Committee desires to have me submit a proposition for a study and report on the street railway situation in the City of Pittsburgh, I am pleased to place before you my proposals.

I have in mind that the City has available the bulk of information and data that will be needed for the proposed study. Supplementary investigations, however, will probably have to be made, and I assume that suitable assistance will be available from the various City departments. As I conceive the situation, my part would be to bring together the needed facts, analyze them, confer with City and Company representatives present a thoroughly considered report and recommendations, and to assist in every practical way to bring about comprehensive readjustment of transportation organization facilities and service in the interest of the City and the riding public.

Since no accurate estimate can be made as to the time required for the investigation, and since ample provisions will have to be made to meet conditions as they develop, I believe that the best basis of compensation would be per diem. There would be no need, I assume, for my own continuous presence in Pittsburgh in connection with the job. I shall assume full responsibility to organize, plan, supervise, and carry out the study systematically and as rapidly as practicable to complete it in time for your needs prior to the expiration of the present agreement with the Company. I shall be particularly responsible for consulting and for final preparation of the report and recommendations.

For my part of the work, the charges will be \$100 per day, plus traveling and other necessary expenses away from New York, but would be reduced to \$75 per day for time beyond a total of 50 days. Besides myself, I shall have a thoroughly competent engineering assistant with special acquaintance and experience with urban transportation. The charge for him will be \$50 per day, without additional provision for expenses. He will work under my supervision, will be on the job con-

tinuously and will be responsible to me in carrying out the investigation as planned. He will be available for conference in my absence, and will bring together available data and use such local assistance as may be needed. If there should be special assistance needed, this would be provided at actual cost, subject to your personal approval or that of your Committee. For work done in New York by myself, on analysis and preparation for the report, there would be the regular per diem charge, plus actual cost of clerical assistance, without other expenses.

As I see the job, the total cost should not exceed \$15,000. This estimate is based on four to six months of active work, covering a total of about 75 days for myself, and 150 days for my assistant.

As an alternative proposition, I shall be willing to undertake the job on a lump sum basis and carry it out along the lines presented for a total of \$15,000, to cover all time and expenses for myself and assistant, with the City furnishing available data and paying actual cost of additional assistance that may be needed. This would include the full investigation, analysis, conferences and preparation of the report. It would not cover, however, a physical appraisal if you should decide to have one made, but it would cover thorough inspection and analysis of the properties from the standpoint of duplication, obsolescence and suitability for transportation purposes.

I have read with interest the proposal made by Mr. Frank R. Phillips, President of the Philadelphia Company, with regard to the corporate and financial reorganization of the Pittsburgh Railways Company. The plan as outlined points in the right direction and furnishes at least a definite starting point for the readjustment of transportation in Pittsburgh. I assume that the investigation, conferences and report would center largely around Mr. Phillips' proposal with the purpose of developing a program that would be satisfactory to the City.

I shall be glad to learn the decision of your Committee at your early convenience. I expect to be in Cleveland on May 8th and if you desire I could

stop off at Pittsburgh for a conference without involving additional cost to you.

Very sincerely yours,
JOHN BAUER.

Also

No. 3321.

City of Pittsburgh,
May 1, 1935.

DEPARTMENT OF LAW
WARD BONSALL
City Solicitor

Committee on Public Service and
Surveys of Council.
Gentlemen:

Your Committee has requested
an opinion according to the following
motion:

"That the City Solicitor furnish
an opinion as to whether the City
of Pittsburgh, under the Traction
Conference Agreement, can supplement
or amend the provisions
thereof, abolishing the Traction
Conference Board and asking the
Railways Company to appropriate
the money now paid to the Traction
Conference Board or the City
of Pittsburgh to provide experts
for the purpose of supplying information
on the railways situation
to the City of Pittsburgh."

Your Committee will, of course, recognize
that one party to a contract
cannot, without the consent of the
other party, change the terms of a
contract, or terminate the same in the
absence of a provision in the contract
reserving such a power. The Traction
Conference Agreement contains no such
provision, but, on the contrary, provides
for the continuance of its terms
for a definite period. Such period has,
by appropriate action, and with the
approval of the Public Service Commission,
been extended to February 1,
1936.

The Traction Conference Agreement
could, however, be modified or terminated
by mutual agreement between
all its parties, which are, the City of
Pittsburgh, the Philadelphia Company
and the Pittsburgh Railways Company.
While such is the law, another complication
enters at this point. I understand
that the Philadelphia Co. and the
Railways Co. have entered into
similar agreements with boroughs and

other municipalities. This situation
would tend to make it difficult for
those Companies to negotiate a change
in the Agreement with the City. Those
municipalities have a representation
on the Traction Conference Board, and
they might think that the Agreement
and the Board benefit them, and so
refuse to agree to a change.

On the other hand, the Philadelphia
Company and the Railways Company
have recently approached the City with
suggestions as to reorganization, as to
which they desire the City's cooperation.
If a modification of the Agreement
were of such a nature that it met
the views of the Companies in this
regard, they probably would find a
way to obtain the Boroughs' consent
to a change. But if the change takes
the form suggested by your Committee's
motion of April 24th, namely, abolish
the Traction Conference Board and
asking the Railways Company to appropriate
its money directly to the City to provide
experts for the purpose of supplying
information on the railways situation
to the City of Pittsburgh, I am free to
say that I deem it very doubtful whether
the Philadelphia Company and the Railways
Company would even seriously consider
a modification of the Traction
Conference Agreement.

Respectfully,

WARD BONSALL,
City Solicitor.

Also

No. 3322. Communication from
the Traction Conference Board relative
to street car service furnished patrons
living in the Brookline District, 19th
Ward.

Also

No. 3323.
THE AMERICAN PUBLIC UTILITIES
BUREAU

280 Broadway, New York City

May 3, 1935.

Mr. Robert Clark, City Clerk,
County Office Building,
Pittsburgh, Penna.

Dear Mr. Clark:

Your communication of the 1st
has been received. My trip to Cleveland
has not yet been definitely fixed,
but I assume now that it will be Friday,
the 10th of May.

Unless there should be unexpected change, I shall be in Pittsburgh Thursday morning, the 9th, and shall be glad to meet the Committee on Public Service and Surveys for further discussion of the proposed investigation of transportation in Pittsburgh. If there should be a change I shall telegraph you so as to give sufficient time for readjustment for a meeting. I shall be available, of course, any time on Thursday, according to the convenience of the committee.

Very sincerely yours,
JOHN BAUER.

Also
No. 3324. Communication from F. R. Phillips, President, Duquesne Light Company relative to electric light rates.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also
No. 3325. An Ordinance providing for the letting of a contract or contracts for the Re-binding of books and the binding of Magazines for the Carnegie Free Library of Allegheny and providing for the payment thereof.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Gallagher presented
No. 3326. An Ordinance amending a portion of Section 34, Mayview City Home and Hospital, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935, and the several amendments thereof and supplements thereto.

Which was read and referred to the Committee on Finance.

Also
No. 3327. Communication from South Side Post No. 453, The American Legion, asking that the Honor Roll Tablets at So. 10th and So. 22nd and Carson streets be cleaned.

Which was read and referred to the Committee on Public Works.

Also

No. 3328. An Ordinance authorizing the issuance of a warrant in payment for services and work done for the Department of Public Welfare, without previous authority of Law, by Albert J. Freyvogel in the sum of \$1186.30.

Which was read and referred to the Committee on Public Welfare.

Mr. Huston presented

No. 3329. Reports of B. B. Sklar, Investigator in the City Clerk's Office, of activities in Department of Public Health.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Kane (by request) presented

No. 3330. An Ordinance amending portions of Section 71, Mechanical Division, Section 72, Brilliant Pumping Station, Section 73, Aspinwall Pumping Station, Section 74, Ross Pumping Station, Section 75, Herron Hill Pumping Station, Section 76, Mission Street Pumping Station, and Section 77, Howard Street Pumping Station, all in the Bureau of Water, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935, and the several amendments thereof and supplements thereto.

Which was read and referred to the Committee on Finance.

Mr. Kane presented

No. 3331.

CITY OF PITTSBURGH

Department of Law

May 1, 1935.

To the Council of the
City of Pittsburgh.
Gentlemen:

You have requested my opinion "as to whether the City of Pittsburgh is permitted to extend the payment of benefit assessments for grading, paving and curbing of streets and ways in the City for a period to be fixed by the City beyond six months without filing a lien thereon."

In my opinion, the City of Pittsburgh is a free agent in requiring payment from abutting owners for grading, paving and curbing. The

City, by appropriate Councilmanic action, may extend the time of payment as long as it pleases, or may forego payment altogether. But if a lien is not filed within six months of the report of viewers in any case, the City will automatically lose its lien, and such lien cannot ever be reinstated. The courts have held that even one day's delay beyond the time fixed by the lien act of 1923 causes a loss of lien.

There is, however, a provision in the statutes that the City may sue the owner in assumpsit within three years after the completion of the improvement. Such a suit, however, is limited to the owner at the time of the improvement, and does not extend to his grantees. This remedy might be useful in some cases, but is hardly certain enough in practice to justify general reliance upon it by the City.

This opinion would not be complete unless I called attention to a case decided last year by the Superior Court, in which that Court held that there is no statute of limitations as to beginning viewers' proceedings for the purpose of benefit assessments for grading, paving and curbing, the Court holding that proceedings brought five years after the completion of the improvement were not outlawed. It is, however, still open for the courts to decide that the City had lost its lien as a result of such a delay, even if the assessment proceedings, as such, are not outlawed.

If it be the desire of Council to give long credit to owners to pay their benefits, I can see no reason why that end cannot be accomplished, and still allow the City to protect itself by filing its lien within six months and renewing it each five years. All that Council need to do is to direct the Law Department not to proceed by execution until such date as may be named by Council. All appropriate steps could then be taken by the Law Department to protect the City's claim, but execution could be delayed until the time fixed by Council.

Respectfully yours,
WARD BONSALE,
City Solicitor.

Which was read and referred to the Committee on Finance.

Also

No. 3332. Resolution authorizing and directing the Mayor to sign, on behalf of the City of Pittsburgh, a consent petition for the erection of a gasoline station on property of Frank D. Saupp, Inc., at the corner of Center and Liberty avenues, which consent is required by virtue of the City's ownership of property within a distance of 80 feet from said location.

Also

No. 3333. Communication from the Board of Commissioners of Allegheny County relative to supply of water from the City's water plant to the County's North Park.

Also

No. 3334. Resolution authorizing and directing the Director of the Department of Public Works to approve plans for pipe line extensions by Shaler Township, to be laid with a minimum cover of three (3) feet over pipe lines, with the express stipulation that all future extensions shall be laid with a minimum cover of four (4) feet.

Also

No. 3335. An Ordinance appropriating the sum of Thirty-Three Thousand Five Hundred (\$33,500.00) Dollars from Public Work Relief Bonds, 1933, Series "C", Code Account 118, which bonds were authorized by Ordinance No. 284, approved December 5th, 1933, for the repair and improvement of streets and sewers, for the sealing of mines and treatment of mine fires, for the rental of office and warehouse space, purchase of supplies and materials, purchase or rental of engineering equipment and payment of miscellaneous services for engineering, planning and research projects, for the payment of salaries and wages for the making of surveys and the preparation of plans and estimates, for the repairing, repaving and/or paving of blockstone or brick surfaced streets, and for the improvement of parks, all to be carried out as Unemployment Relief Projects in the Department of Public Works.

Also

No. 3336. An Ordinance auth-

orizing and directing the Mayor and the Director of the Department of Public Works to carry out an Unemployment Relief Project in conjunction with the Local Works Division of Allegheny County for the bituminous treatment of slag surfaced streets.

Also

No. 3337. An Ordinance authorizing and directing the Director of the Department of Public Works to provide space in the North Side Market during the remodeling of the market and set rates for the space occupied.

Which were severally read and referred to the Committee on Public Works.

Mr. Magee presented

No. 3338. An Ordinance vacating a portion of Covode street, in the 14th Ward of the City of Pittsburgh, from Murdoch street to Wightman street.

Also

No. 3339. An Ordinance vacating a portion of Covode street, in the 14th Ward of the City of Pittsburgh, from Murdoch street to Wightman street.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. McArdle presented

No. 3340. An Ordinance appropriating and setting aside the sum of \$100,000.00 from Code Account No. 122, General Improvement Bonds, 1934, for the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and supervision, including engineering expenses, to be incurred by the Department of Public Works in carrying out the repaving of Liberty avenue, from Eleventh street to Thirty-second street, as an Unemployment Relief project in conjunction with the Work Relief Division of Allegheny County.

Also

No. 3341. Resolution authorizing the issuing of a warrant in favor of Arbuthnot Stephenson Company in the sum of \$86.40, refunding amount of overbid on City contract for furnish-

ing and delivery of dry goods, due to misunderstanding of dry goods schedule, and charging the same to Code Account No. 1332.

Also

No. 3342. An Ordinance providing for the letting of a contract for the furnishing and delivery of One (1) Buick Four Door Sedan for the City Paymaster, Department of the Mayor, and providing for the payment thereof.

Also

No. 3343. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to carry out the repaving of Liberty avenue, from Eleventh street to Thirty-Second street, as an Unemployment Relief Project, in conjunction with the Relief Work Division of Allegheny County, and authorizing the payment of such costs required for this improvement as may not be assumed by said Relief Work Division, including as may be necessary, the rental or purchase of tools, plant, motor trucks and equipment, and the payment of engineering, general supervisory and miscellaneous services and expenses, repairs, materials, tools and supplies, all as may be necessary for the proper performance of said work.

Also

No. 3344. Resolution authorizing the City Solicitor, upon the payment by the present owner of property situate in the 26th Ward of the City of Pittsburgh, George Kemnitzner, to the City of Pittsburgh of the sum of \$180.00, to satisfy the liens filed in the Court of Common Pleas of Allegheny County, Pennsylvania, at M. L. D. Nos. 21 and 22, July Term, 1928, the costs incident to the liens to be paid by the City of Pittsburgh.

Also

No. 3345. Resolution authorizing the issuing of duplicate warrants No. 23996 dated August 25, 1932, to the order of the United Oil Co. in the sum of \$8.37, and No. 18276 dated June 30, 1934, to the order of Wm. Kelly in the sum of \$42.00, the original warrants having been lost and after an elapse

of six months not having been presented to the City Treasurer for payment.

Also

No. 3346. RESOLVED, That the City Controller shall be and he is hereby authorized and directed to transfer the following amounts, to-wit:-

FROM CODE ACCOUNT

No.		
1897	Salaries Regular Employees, Bureau of Recreation	\$1,245.00
1909	Wages, Women and Children	4,506.00
1909-1	Wages Temporary, Women and Children	532.00
1915	Wages, Men and Boys'	1,830.00
1915-1	Wages, Temporary, Men and Boys'	228.00
		<u>\$8,341.00</u>

TO CODE ACCOUNT

No.		
1900	Salaries Regular Employees, Grounds and Buildings	\$ 115.00
1908	Salaries Regular Employees, Women and Children	3,957.00
1914	Salaries Regular Employees, Men and Boys'	3,063.00
1920	Wages, Summer Swimming Pools	1,206.00
		<u>\$8,341.00</u>

Also

No. 3347. Resolution authorizing and directing the City Controller to transfer the sum of \$1,700.00 from Code Account No. 1018, Supplies, to No. 1020, Equipment, Mayor's Office.

Also

No. 3348. Resolution authorizing and directing the City Controller to transfer the sum of \$15,000.00 from Code Account 118-8, for the improvement of streets and thoroughfares and public properties of the City of Pittsburgh, to Code Account 118-9, for the purchase of supplies and materials, for the purchase or rental of equipment and for the payment of miscellaneous services for engineering, planning and

research projects in the Department of City Planning.

Also

No. 3349. WHEREAS, the following named parties have been issued street opening permits by the Department of Public Works during the year from May 1st, 1934 to May 1st, 1935, inclusive, which permits were duly paid for and for various reasons not used, no street openings having been made, and in other cases permits taken out under one classification and roadways and sidewalks opened under another. NOW, THEREFORE, BE IT

RESOLVED: That the Mayor and the City Controller be, and are hereby authorized and directed to issue and countersign warrants to the following parties for the amount set opposite each name, and the total amount of One Hundred and Forty-three Dollars (\$143.00) to be charged to appropriation No. 42 Contingent Fund.

Duquesne Light Company	\$ 22.00
Equitable Gas Co.	4.00
C. L. Kerrigan	14.00
H. E. Sampson	14.00
A. H. Rorison	14.00
Thos. Daly, Jr.	13.00
Wm. J. Hillenbrand	4.00
Wayne Crouse	14.00
L. G. Young & Co.	13.00
Wm. Anderson	13.00
So. Pgh. Water Co.	18.00
	<u>\$143.00</u>

Also

No. 3350. Communication from the Department of Public Health calling attention to Bill No. 2983, Resolution transferring \$5,850.00 from Code Account 1256, Wages, Regular Employees, Bureau of Sanitation.

Also

No. 3351. Resolution authorizing and directing the City Controller to transfer the sum of \$20,978.00 from Code Account 118-18, City Planning, Topographical Surveys, and the sum of \$23,672.00 from Code Account 118-8, City Planning-Streets, to Code Account 118. Public Work Relief Bonds, 1933, Series "C".

Also

No. 3352. Resolution author-

izing and directing the Director of the Department of Public Works to grant a leave of absence to I. Chas. Palmer, Assistant Division Engineer, Bureau of Engineering, with full pay, for the portion of the month of May, 1935, required to recuperate from his illness.

Also

No. 3353. Resolution authorizing the issuing of warrants in favor of the following persons, in the sum opposite each name, in full settlement of all claims for damages by reason of the overflowing and clogged sewers due to heavy rainfalls on or about August 11, 1934, in Boundary street and vicinity thereof, and charging the same to Code Account No. 42, Contingent Fund:

Frank Cafardo	
48 Boundary street	\$ 80.00
Louis Glampolo	
47 Boundary street	160.00
Joe Cafardo	
48 Boundary street (rear)	100.00
Nick Cafardo	
48 Boundary street	110.00
Anthony S. Cafardo	
48 Boundary street	100.00
Albert Spoltore	
49 Boundary street	95.00
Joseph Mastrangelo	
49 Boundary street (rear)	75.00
Alexander Cafardo	
49 Boundary street	245.00
Filomena Diulius, Executrix of the Estate of Antonio Diulius, Deceased	
3 Boundary street	400.00

Also

No. 3354. Communication from the Department of Public Works asking permission for Committee of City employees, consisting of Messrs. Neff, Griswold, Schaumann and three Architectural Draftsmen, to make inspection of Zoos in Toledo, Ohio, and Detroit, Michigan.

Which were severally read and referred to the Committee on Finance.

Also

No. 3355. Petition for elimination of danger to users of Speer street, 20th Ward, between Brunot

street and Strickler street, because of its condition.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 3356. Communication from Mrs. Frieda M. Fritsche, 4631 Torley street, claiming \$18.00 for damages to her automobile by reason of being struck by apparatus of the Bureau of Fire on March 30, 1935, while parked on Rural street near Highland avenue.

Also

No. 3357. Resolution authorizing and directing the City Controller to transfer the sum of \$— from Code Account No. 1012, Councilmanic Savings Fund, to Code Account No. 1934-1, Federation of Social Agencies, Activities for Children in City Parks.

Also

No. 3358. Communication from the City Treasurer submitting statement of collection of delinquent taxes for the period April 16th to 30th inclusive; also statement of accounts of the City Solicitor.

Also

No. 3359. Communication from American Fruit Growers, Inc., indicating interest in bills introduced in Legislature to have one body instead of two regulate the assessment of property and subjects of taxation for all cities and municipalities in counties of the 2nd class.

Also

No. 3360. Communication from David G. McDonald, Supt., Bureau of Horses, relative to horses and horse-drawn equipment of the City of Pittsburgh.

Also

No. 3361. Communication from James C. Charlesworth, University of Pittsburgh, asking that the City make restitution for damage done to his automobile by reason of being struck by ladder wagon of the Pittsburgh Fire Department on March 30th, 1935, on Rural street, near Highland avenue.

Also

No. 3362. Report of the Department of Public Works relative to

Unemployment Projects.

Which were severally read and referred to the Committee on Finance.

Also

No. 3363. Communication from Clarence B. Nixon, Esq., Standard Life Bldg., requesting street light at the corner of Washington street and Clay way.

Also

No. 3364. Communication from Ochiltree Electric Company relative to bid on equipment for the North Side Market House.

Also

No. 3365. Communication from St. Clair Board of Trade requesting a hearing to discuss paving of mud streets on a liquidating plan over a period of time.

Also

No. 3366. Communication from Squirrel Hill Board of Trade complaining that more care should be exercised in the construction of improvements; also calling attention to condition of roadway from Pocussett street to Schenley Park bridge and the amount of money expended on the entrance to Frick Park.

Also

No. 3367. Communication from Brookline Boosters' Association opposing changing the name of playground in Brookline from "Moore" to "Easton".

Which were severally read and referred to the Committee on Public Works.

Also

No. 3368. Communication from Roy Greene, 1143 Termon avenue, relative to proposed appropriation of \$15,000 for report on Pittsburgh Railways Company, and referring to rapid transit plans in general.

Also

No. 3369. Communication from R. A. Campbell, 3300 Beechwood blvd., protesting against the proposed appropriation of \$15,000 for analysis of the Pittsburgh Railways Co. system by John Bauer.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 3370. Communication from James W. Barber, Recorder, Syria Mosque, relative to elimination of junk yards in prominent places in the City of Pittsburgh.

Also

No. 3371. Communication from the Squirrel Hill Board of Trade calling attention to traffic conditions at several intersections.

Which were read and referred to the Committee on Public Safety.

Also

No. 3372. Communication from Crane Co. relative to cabinets under kitchen sinks.

Also

No. 3373. Communication from Manufacturers Distributing Co. relative to cabinets under kitchen sinks and calling attention to plumbing code forbidding same.

Also

No. 3374. Communication from the Citizens' Committee on City Plan relative to the method of the collection and hauling of combustible waste material and requesting a hearing.

Also

No. 3375. Communication from Standard Sanitary Manufacturing Co. calling attention to Section 43 of the Plumbing Code pertaining to the installation of sinks which prohibits the use of steel cabinets under sinks.

Also

No. 3376. Communication from the North Side Woman's Civic Club protesting against the erection and operation of a city garbage and rubbish disposal plant on the proposed site at the corner of Reedsdale and Chateau streets, North Side.

Which were severally read and referred to the Committee on Health and Sanitation.

Also

No. 3377. Resolution endorsing

Senate Bill No. 666, An Act regulating motor vehicle junk business, etc., and respectfully urging the members of the House of Representatives to vote for the passage thereof; and providing that a copy of this Resolution be forwarded to the members of the House of Representatives from Allegheny County.

Which was read and referred to the Committee on Public Works.

The Chair stated

To Mr. Hughes and his pupils in Civics from the various grade and high schools of the City, who were present, that the papers just presented came under the head of "new business" and were referred to the various committees to be considered at tomorrow's meeting. That the reports of the various committees on papers introduced at previous meetings of Council and referred to said committees, would be considered at this time.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 3378. Report of the Committee on Finance for April 30th, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also

Bill No. 3186. An Ordinance entitled, "An Ordinance amending and supplementing Sections 82, 84, 85, 88 and 90, Bureau of Parks, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935."

In Finance Committee, April 24, 1935, Bill read and amended in Section 1 by striking out and by inserting, as shown in red, and in the title by striking out the figures "88", and as amended ordered returned to council with an affirmative recommendation.

In Council, April 29, 1935, Read and recommitteed to the Committee on Finance.

In Finance Committee, April 30, 1935. Bill read and amended by inserting in Section 1, the words "Section 53, line 1, which reads as follows: Division

Engineer, \$3750.00 per annum, be and the same is hereby eliminated," and in the title by inserting, after the words "supplementing Sections" the figures "53", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee of April 24th and 30th, 1935, be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. McArdle moved

To amend the bill in Section 1 and in the title by striking out the figures "82" wherever they appear, and by inserting in lieu thereof the figures "83".

Which motion prevailed.

And the bill, (having been printed as amended,) as read a second time and amended, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation.

Bill No. 3252. An Ordinance entitled, "An Ordinance creating and establishing the position of Investigator in the office of the City Clerk, and fixing the compensation therefor."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson Kane

Evans McArdle

Gallagher Garland (Pres't)

Huston

Noes:—Mr. Demmler.

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3273. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Seven hundred (\$700.00) dollars from Bond Fund No. 118, Public Work Relief Bonds, Series 'C' for rental of equipment and labor for improvement of Foley street Playground."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Kane

Evans McArdle

Gallagher Garland (Pres't)

Huston

Noes:—Mr. Demmler.

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3270. An Ordinance entitled, "An Ordinance directing the City Controller to appropriate and set aside various amounts from various Bond Issue Accounts to various construction Accounts in the Bureau of Water."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Huston

Demmler Kane

Evans McArdle

Gallagher Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3169. Resolution authorizing the issuing of warrants in favor of the following, for expenses for use of automobiles used in following and inspecting the loading of garbage and rubbish wagons, in excess of the amount allowed per month by the City.

Thomas J. Danner, Jr., \$23.59

Frank J. Gallagher, 32.11

Vincent P. Corrigan, 47.05,

and charging the same to Code Account 1257, Miscellaneous Services, Bureau of Sanitation, Department of Public Health.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings

and final passage of the resolution.
Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3274. Resolution authorizing the issuing of a warrant in favor of Martha Geiger, 94 Dawn avenue, City, in the sum of \$557.70, in full settlement of her claim against the City for personal injuries sustained February 22, 1935, on Dawn avenue steps, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3276. Resolution authorizing the issuing of a warrant in favor of William H. Wages, 213 Homestead avenue, Homestead, Pa., in the sum of \$150.00, in full settlement of his claim against the City of Pittsburgh for personal injuries and property damage sustained December 9, 1934, on Baldwin road in the said City, and charging same to Code Account

No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3277. Resolution authorizing the issuing of a warrant in favor of Lena Kelly, widow, 132 Crawford street, City, in the sum of \$125.00, in full settlement of her claim against the City for personal injuries sustained August 11, 1934, at Washington and Wylie avenues, City, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3074. Resolution authorizing the issuing of a warrant in favor of Thomas D. English in the

amount of \$275.00, and charging the same to Code Account No. _____, in full payment for wage claim due him by reason of his dismissal and reduction from the position of patrolman in the Bureau of Police, Department of Public Safety.

In Finance Committee, April 30, 1935, Read and amended by inserting in blank space the figures "42", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson Huston

Demmler Kane

Evans McArdle

Gallagher Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation.

Bill No. 3250. Resolution proposing the passage of H. R. 5379, S. 1632, relating to Interstate Commerce Act by placing with the Interstate Commerce Commission the authority to authorize and regulate all interstate transportation on the inland waterways, and authorizing Mr. Charles Donley, of Pittsburgh, to represent the City of Pittsburgh and to appear before the Committee of Congress for the purpose of emphasizing its importance on behalf of the people of this City.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson Huston

Demmler Kane

Evans McArdle

Gallagher Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3184. Resolution exonerating George L. Shuyler, owner of property on Morgan street, 5th Ward, City, from the payment of all interest on two sewer liens, one at No. 844 April Term, 1930, for \$106.08, principal amount, and the other at No. 843 April Term, 1930, for \$70.73, principal amount, and upon the payment of said sums and the costs of said liens, within thirty days from date of this resolution, authorizing the City Solicitor to enter satisfaction of record on said liens.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson Huston

Demmler Kane

Evans McArdle

Gallagher Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

No. 3271. RESOLVED: That the City Controller be and he is hereby

authorized and directed to make the following transfers within the Bureau of Water accounts:

FROM

Code 111-2-A Repairs, 26th St. Water Line—Salaries & Wages \$	609.69
Code 111-2-B Repairs, 26th St. Water Line—Misc. Service	.08
Code 111-2-D Repairs, 26th St. Water Line—Materials	251.86
Code 111-4-A Application Mains—Salaries & Wages	.19
Code 111-5-B Street Improvement Mains—Materials	2.69
Code 111-6-D System Improvement Mains—Materials	3.42
	\$ 867.93
Code 122-1-A Baffle Repairs—Salaries & Wages	291.50
Code 122-1-B Baffle Repairs—Misc. Services	25.00
TOTAL	\$1,184.43

TO

Code 111-5-A Street Improvement Mains—Salaries & Wages \$	867.93
Code 122-4-A Street Improvement Mains—Salaries & Wages \$	316.50
TOTAL	\$1,184.43

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3275. Resolution authorizing and directing the City Controller to transfer the sum of \$103.00

from Code Account No. 1333, Materials, Department of Public Welfare, City Home and Hospitals, to Code Account No. 1673, Materials, Bureau of City Property, Department of Public Works. Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3303. Resolution authorizing and directing the City Controller to transfer the sum of \$—, set aside in Code Account No. 118, Public Works Relief Bonds, 1933, Department of City Planning, to Code Account No. 118-1a, Improvement and Repair of Streets and Thoroughfares, Department of Public Works.

In Finance Committee, April 30, 1935. Read and amended by inserting in blank space, the amount "\$3800.00", and by striking out the words "Code Account No. 118," and by inserting in lieu thereof the words "Bond Fund No. 118-18," and by striking out the words "Code Account No. 118-1a, Improvement and Repair of Streets and Thoroughfares, Department of Public Works," and by inserting in lieu thereof the words "Bond Fund No. 118, Public Work Relief Bonds, General Fund," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3134. Resolution authorizing the City Controller to transfer the sum of \$25,000.00 from Code Account to Code Account No. 41, Refund of Taxes and Water Rents.

In Finance Committee, April 30, 1935. Read and amended by striking out the words "\$25,000.00 from Code Account," and by inserting in lieu thereof the words "\$10,000.00 from Code Account 48, Interest on overdue damages, and \$10,000.00 from Code Account 49, Interest on Contracts," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3272. Resolution authorizing and directing the City Controller to transfer the sum of \$2250.00 from Code Account No. 1897 A-1, Salaries Regular Employees, Office, Bureau of Recreation, to Code Account No. 1907-F, Equipment, Grounds and Buildings, same bureau, Department of Public Works.

In Finance Committee, April 30, 1935. Read and amended by striking out the amount "\$2250.00" and by inserting in lieu thereof the amount "\$1005.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 3174. Resolution authorizing, empowering and directing the Mayor, City Solicitor and Director of the Department of Public Works to enter into a written sub-lease with Richard H. Shafer, trading as Ohio Road Improvement Company, of Columbus, Ohio, for land leased by the City from the Allegheny Illuminating Company, whereon is now constructed the North Side Asphalt Plant No. 2.

Which was read.

Mr. McArdle moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Kane presented

No. 3379. Report of the Committee on Public Works for April 30, 1935, transmitting an ordinance and two resolutions to council.

Which was read, received and filed.

Also

Bill No. 3266. An Ordinance entitled, "An Ordinance appropriating the sum of Twenty-five thousand (\$25,000.00) dollars from the proceeds of the sale of bonds authorized by Ordinance No. 284, approved December 5th, 1933, entitled, 'An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One million four hundred thousand (\$1,400,000) dollars, and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purposes, viz: Providing supplies, materials, equipment, labor and supervision (including engineering expenses) for the improvement of streets, parks, playgrounds, wharves, sewers, water lines, bridges and other public properties of the City of Pittsburgh, the labor to be provided from among the unemployed, and providing for the redemption of said bonds and the payment of interest thereon,' said bonds being known and designated as 'Public Works Relief Bonds, 1933, Series C', Code Account No. 118, for the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and supervision, including engineering expenses, the labor to be provided from among the unemployed,

for the improvement and repair of streets and thoroughfares, in the amount hereinbelow set forth, for the Department of Public Works."

In Public Works Committee, April 30, 1935, Bill read and amended in Section 1 by striking out the amount "\$25,000.00" in two places, and by inserting in lieu thereof, the amount "\$63,000.00", and in the title by striking out the amount "Twenty-five thousand (\$25,000.00)" and by inserting in lieu thereof, the amount "Sixty-three thousand (\$63,000.00)" and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Kane moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler

Kane

Evans

McArdle

Gallagher

Garland (Pres't)

Huston

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation.

Bill No. 3261. Resolution requesting the Director of the Department of Public Works to prepare a report with a view to making application to the Federal authorities on public works projects for the construction of the following projects.

Negley Run Drainage Basin, Burpee Relief Sewer, part No. 1, designated as No. 6 in the schedule set up by the Department of Public Works, at an estimated cost of \$297,000.

Negley Run Drainage Basin, Hamilton Avenue Boulevard Relief Sewer, part No. 2, designated as No. 8 in the schedule set up by the Department of Public Works, at an estimated cost of \$410,000.

Negley Run Drainage Basin, Denniston Avenue Relief Sewer, part No. 3, designated as No. 9 in the schedule set up by the Department of Public Works, at an estimated cost of \$90,000.

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3268. Resolution authorizing the issuing of a warrant in favor of John A. Galbreath for the sum of \$50.00, being payment in full for extra work done under Controller's Contract No. 5175, countersigned Dec. 18, 1934, for "Construction of Chlorinators, Chlorine Storage Building, Equipment and Appurtenances," to be paid out of Appropriation No. 122-6, and chargeable against funds set aside for Contract No. 5175, for Filtration Plant, Bureau of Water.

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings

and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Demmler presented

No. 3380. Report of the Committee on Public Service and Surveys for April 30, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3258. An Ordinance entitled, "An Ordinance re-fixing the width and position of the sidewalks and roadway of Forbes street, from Sixth avenue to Stevenson street."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler (for Mr. Anderson) presented

No. 3381. Report of the Committee on Public Safety for April 30, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 3081. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Animal Rescue League of Pittsburgh in the sum of \$2,000.00".

In Public Safety Committee, April 30, 1935, Bill read and amended in Section 1 and in the title by striking out the amount "\$2000.00" and by inserting in lieu thereof the amount "\$2161.30," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Public Safety Committee be agreed to. Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 3382. Report of the Committee on Public Welfare for April 30, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3262. An Ordinance entitled, "An Ordinance amending Section 1 of an ordinance entitled, 'An Ordinance amending Section 1 of an ordinance entitled, 'An Ordinance making an appropriation for the purpose of providing funds for the payment of salaries for Architectural expenses for construction and repairs to buildings at the City Home and Hospitals at Mayview,' approved November 3, 1934,' approved March 1, 1935."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

The Chair said:

There is a vacancy on the Board of Trustees of the Carnegie Institute and Carnegie Library by reason of the death of Councilman Soost. I therefore, appoint Mr. Demmler to fill such vacancy.

There is also a vacancy on the Subcommittee of the Allegheny Carnegie Free Library, and I am appointing Mr. Evans.

MOTIONS AND RESOLUTIONS.

Mr. Kane moved

That the Department of Law be requested to confer with officials of the Pittsburgh Railways Company with a view of ascertaining from them

whether they will contribute to the City of Pittsburgh, for the purpose of employing expert railway services as may be decided upon by City Council or the Department of Law, a portion of the \$50,000.00 allowed the Traction Conference Board.

Which motion prevailed.

Mr. McArdle moved

That the President of Council be requested to arrange a Conference, at an early date, with the proper officers of the Pennsylvania Railroad Company for the purpose of learning the official attitude of said Company in regard to carrying out the agreement between the City of Pittsburgh and said Company with respect to the improvement of certain streets in the vicinity of Union station and the district east thereof.

Mr. McArdle said:

Mr. President:—My reason for offering that motion is because of a letter received by the Director of the Department of Public Works from the Vice-President of the Pennsylvania Railroad Company indicating little, if any, likelihood of that improvement being made.

Inasmuch as the proposal is being made to improve Liberty avenue, and inasmuch as the negotiations between the City and the Pennsylvania Railroad Company were originally carried out between the Council and the officers of that Company, I think it is quite fitting that we should not delay further the final procurement of an agreement as to what the Railroad Company proposes to do with respect to their improvements.

And the question recurring on the motion as offered by **Mr. McArdle**.

The motion prevailed.

Mr. McArdle moved

That the Director of the Department of Public Works be requested to withhold further advertising of contract for improvement of Brookline boulevard, between West Liberty avenue and Pioneer avenue, and that the Committee on Public Works confer with the Director to determine the desirability of the use of brick for surface material on said improvement.

Mr. McArdle said:

Mr. President:—I am making that motion because I understand the Department of Public Works is providing for the surfacing of Brookline boulevard, from West Liberty avenue to Pioneer avenue, with brick.

Inasmuch as the City has had previous experience with brick pavements and which have proved costly, I believe action should be deferred by the Department in awarding the contract for the improvement of this thoroughfare until we have had an opportunity to discuss the matter with the Director and his Chief Engineer.

And the question recurring on the motion as offered by **Mr. McArdle**.

The motion prevailed.

The Chair presented

No. 3383.

City of Pittsburgh,
Office of the Mayor.
April 29, 1935.

To the President and Members
of City Council.
Gentlemen:—

As your Honorable Body has voted not to discharge Mr. Finley when I submitted the name of Mrs. Ida Rick-enbrode, I take it that you do not desire to confirm that nomination. I am, therefore, submitting another name which I hope you will confirm in the place of Mr. Finley, removed, and that name is Harry Tevis, 1313 Allegheny avenue, for Chairman of the Traction Conference Board, and ask for immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR.

Mayor.

Which was read.

Mr. McArdle moved

That the communication be referred to the Committee on Public Service and Surveys.

Mr. Kane arose and said:

Mr. President:—With reference to the nomination of Mr. Tevis for membership on the Traction Conference Board, I think it is well at this time to inform Council just how Mr. Tevis, name happened to be submitted.

During the last meeting of Council Mr. Tevis sent word to me that he

would like to see me; he was out in the lobby. I told him that I could not see him at the time, but would be glad to see him later. I talked to Mr. Tevis later as I agreed.

Mr. Tevis is connected with the Local Union of Milk Drivers, No. 203, engaged in the strike at the National Dairy Company or the Rieck-McJunkin Dairy Company in Pittsburgh. Mr. Tevis informed me in the presence of two other persons that he was sent for by Mr. Mazer, that the Mayor wanted to submit his name for Chairmanship of the Traction Conference Board. I know Mr. Tevis is a very fine and sincere man in his attempts to do something for his fellowmen, and he said to me, "I don't know what to do. If I refuse to have my name submitted the police will be turned on us, and the teamsters had a lot of experience with the Pittsburgh police." He said further, "I have no knowledge of the Pittsburgh traction situation, and for me to take the position might be an attempt to create the opinion among the men that I was walking out on them." Further he said, "It is an attempt on the part of the Administration to embarrass you men in Council who are affiliated with the labor movement." I said to him "If it would keep the police off your backs and as far as embarrassing me is concerned, I will be glad to be embarrassed if it would successfully bring about an improvement in conditions for the men that you represent."

That is the kind of plain skulduggery that was used by the Mayor in presenting the name of Mr. Tevis to Council. I say Mr. Tevis is not a party to this. He is in a position of knowing not what to do.

You gentlemen of Council know that so far as the labor situation in Pittsburgh is concerned, this administration has been a strike-breaking organization. The first ultimatum that the City Administration served was that City employees should not belong to labor unions.

This was done in face of the fact that I took the Mayor to the friends of labor and assured them if they would give their support to Mr. McNair, he, as the chief executive of this City, would be fair with them and take no

sides in any controversy that the labor unions might be involved in. We know that the ultimatum was served to get the City employees away from the labor movement.

We also know what happened when the proposed steel strike threatened. The members of Council were asked to attend a secret conference for the purpose of getting Council's consent to the passage of legislation for the purchase of tear gas and other paraphernalia for the Bureau of Police to break the morale of the steel strikers. We also know what has happened in the A. & P. strike, and what is happening now in the strike of the members of Local Milk Drivers Union No. 205.

I hope the members of Council will not consider Mr. Tevis, who is a high type man and one interested in the welfare of his fellow-citizens, as one seeking this position. I hope you will consider the fact that because his name is before you, it is merely for the purpose of embarrassing the members of Council. Mr. Mazer is trying to put him on the spot, and I hope the members of Council will refuse to consider his name for that reason.

Mr. Gallagher arose and said:

Mr. President:—I want to state that I concur in the remarks of my colleague, Mr. Kane, and also state at this time that I have always been in favor of making a change in the Chairmanship of the Traction Conference Board.

If the Chief Executive thinks he is going to embarrass me by submitting Mr. Tevis' name, he is badly mistaken. I want to take this opportunity of replying to the Mayor when he says that I am a labor faker. The Mayor is one of the biggest fakers that the City of Pittsburgh ever had. He said that Mr. Finley would not take a reduction in salary. The Mayor is not taking a reduction in salary. His salary is set up State statute, and it is not within the province of Council to reduce it during the term for which he was elected, although he has continually said that the Council should take action to reduce his salary. The members of Council have voluntarily taken a reduction in salary, yet the Mayor refuses to fol-

low the action of Council.

I want to say that if there ever was a faker in office, it is Mayor William N. McNair.

And the question recurring on referring the communication to the Committee on Public Service and Surveys.

The motion prevailed.

Mr. Huston moved

That the Minutes of Council of Monday, April 29th, 1935, be approved.

Which motion prevailed.

The Chair at this time stated:

That Mr. R. O. Hughes, Ass't Director of Curriculum, Pittsburgh Public Schools, in charge of teaching civics; an author of books and treatises bearing on municipal government subjects; was present with some of his pupils from the various grade and high schools of the City, and Council would welcome any questions he or his pupils would like to ask concerning city government.

The Chair then explained the action Council had just taken on the bills before it; stating that they had already been acted upon in committees and thoroughly discussed before they came back to Council for final action.

Mr. Hughes thanked Council for the opportunity of being present with his pupils. At this point the pupils asked various questions concerning the City government, which were answered by Mr. Hughes and the several members of Council.

Hon. William N. McNair, Mayor, and

Mr. Leslie M. Johnston, Director, Department of Public Works appeared before Council and urged the members to delay any appeal for Federal funds for work relief projects because, in the Mayor's opinion, the City can do the same work without government money.

The Mayor asked a week's delay before acting on measures which might get the City of Pittsburgh a portion of the \$4,800,000.000 government relief fund.

Both the Mayor and the Director of Public Works contended that part of the Federal money the City has been getting has been wasted. They said the City can do the same amount of work without Federal aid, namely, by contract.

The Mayor declared that the Federal Government at almost any time might shut down on Federal funds. By using Federal money, the City is forcing men on relief, and at the same time contending that only persons on relief rolls are eligible for work on relief projects.

Mr. Kane said:

"We don't want word to get out that the City doesn't want Federal money. I would suggest that the President of Council arrange a conference, at which all interested parties could meet with the members of Council, and thoroughly discuss this whole problem."

And there being no further business before the meeting, the Chair declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, May 13, 1935

No. 21.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, May 13, 1935.

Council met.

Present:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Absent:—Mr. Anderson

PRESENTATIONS.

Mr. Demmler (for Mr. Anderson) presented

No. 3384. Communication from the Department of Public Safety advising of institution of 60-day trial of no parking 8:00 A. M. to 6:00 P. M. on South Twenty-second street between Haran way and Edwards way, west side.

Which was read, received and filed.

Mr. Demmler presented

No. 3385. Report of the Department of Assessors submitting an appraisal of properties of the South Pittsburgh Water Co. and the Chartiers Valley Water Co.

Also

No. 3386. Communication from Thomas Stanford, 134 DeSoto street, 4th Ward, protesting against the proposed reduction in electric rates by the Duquesne Light Company.

Also

No. 3387. An Ordinance re-establishing the grade of Hargrove street, from a point 3.09 feet to a point 262.18 feet northwest of the westerly line of West Liberty avenue.

Also

No. 3388. An Ordinance changing the name of a portion of Brookline boulevard (formerly Hunter avenue), in the 19th Ward of the City of Pittsburgh, from West Liberty avenue to Pioneer avenue, to "Wenzell avenue".

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Evans presented

No. 3389. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers

upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, by adding Section 42-A.

Which was read and referred to the Committee on Public Works.

Also

No. 3390. Resolution authorizing the issuing of a warrant in favor of James P. Barr in the sum of \$116.66, being for the customary vacation period as Architectural Inspector and Superintendent of Maintenance in the Bureau of Building Inspection, which he did not receive owing to his dismissal from said position on March 31, 1935, and charging the same to Code Account No. 1481, Salaries, Regular Employees, Bureau of Building Inspection.

Also

No. 3391. Communication from the Business Men's Association of the East North Side asking that money be provided to carry out the recommendation of the Citizens' Committee on City Plan for the construction of a bridge across the Allegheny River at Eleventh street connecting North avenue at East street with Bigelow boulevard at Washington place.

Which were read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3392. Communication from the Mt. Oliver Athletic Association asking that the property, owned by H. O. Eichleay in the 16th Ward and used for playground purposes, be exempted from City taxes.

Which was read and referred to the Committee on Finance.

Mr. Huston presented

No. 3393. Communication from Dr. Ray P. Moyer, Director of the Department of Public Health, asking permission for himself and the Superintendent of the Bureau of Sanitation to observe the system of removal and collection of rubbish and garbage in the City of Wheeling, West Virginia.

Which was read and referred to the Committee on Finance.

Also

No. 3394. Communication from the Department of Public Health submitting report showing amount of rubbish and garbage collected during the month of April, 1935.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Kane presented

No. 3395. Communication from the Eighteenth Ward "X" Service Men's Association asking for an appropriation of \$50. to be used for band and wreaths for Memorial Day services at Warrington Playground and St. Michael's Cemetery.

Which was read and referred to the Committee on Finance.

Also

No. 3396. Communication from the National Highway Traffic Study Association West of Pittsburgh asking the City's cooperation in providing a new highway from the West End to Thornburg Bridge to take the place of Routes 22 and 30 thru the West End in Pittsburgh and the borough of Crafton.

Also

No. 3397. Petition for the temporary improvement of Maple way, 11th Ward.

Which were read and referred to the Committee on Public Works.

Also

No. 3398. An Ordinance granting unto the Confraternity of Christian Doctrine of the Diocese of Pittsburgh the right to and privilege to construct, maintain, use and operate a vault, water well, and pump in the easterly sidewalk area on Ferry street adjoining its property between Third avenue and Boulevard of the Allies, in the First ward, City of Pittsburgh, Pennsylvania, said vault being located 20 feet from the northeasterly corner of the Boulevard of the Allies.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3399. Communication from the Department of Public Works sub-

mitting list of contracts awarded as of March 12, 13, 15, 16 and 19th, 1935.

Which was read, received and filed.

Also

No. 3400. Communication from the Department of Public Works submitting list of contracts awarded as of February 16th, 1935.

Which was read, received and filed.

Also

No. 3401. Communication from the Department of Public Works submitting list of contracts awarded as of March 6th, 7th, 12th, 13th and 15th, 1935.

Which was read, received and filed.

Mr. McArdle presented

No. 3402. Resolution authorizing and directing the City Controller to transfer the sum of \$150.00 from Code Account , to Code Account 1672, Supplies, City-County Building.

Also

No. 3403. Resolution authorizing the issuing of a warrant in favor of Victor O. Mattice and Grace Mattice, his wife, in their own rights and as parents and next friends of Victor Mattice, Jr., their minor son, 2605 Burham street, City, in the sum of \$175.00, in full settlement of their claim against the City for personal injuries sustained by Victor Mattice, Jr., on February 19, 1935, on Clover street steps, Pittsburgh, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 3404. An Ordinance authorizing and directing the City Clerk to employ Dr. John Bauer from May 20 to May 31, inclusive, 1935, to consult with, aid and advise the Council and representatives of the City in conferences with representatives of the Pittsburgh Railways Company, concerning the proposed reorganization of the Pittsburgh Railways Company and such other phases of the matters of mass transportation, service and facilities in the City, as may appear advisable; and fixing his compensation.

Also

No. 3405. An Ordinance auth-

orizing the issuance of a warrant for \$2500.00 in payment for services rendered without previous authority of law by McKnight-Miller Company.

Also

No. 3406. An Ordinance repealing Ordinance No. 556, entitled, "An Ordinance granting to J. L. Lewis and Lewis Publishing Co. permission to make copies of all Ordinances, Official Police Regulations, Rules and Orders, then in effect, pertaining to Traffic and Parking; to compile, codify and publish same with privilege to distribute both through sale and free circulation for advertising purposes, and providing that similar permission shall not be given to any other person, firm or corporation so long as J. L. Lewis and Lewis Publishing Co. shall make correct revision, publish and deliver to the City of Pittsburgh, without cost to it, 2500 copies twice during each year", approved July 14th, 1927.

Also

No. 3407. An Ordinance authorizing the issuance of warrants in favor of Hill Top Lumber Co. in the sum of \$306.70; Pittsburgh Trolley and Forge Co. in the sum of \$33.75; Edward Murphy in the sum of \$199.08; James A. McKenna in the sum of \$6.38; Schwartz Electric Co. in the sum of \$16.82 and Junction Coal Co. in the sum of \$71.88.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 3408. Communication from Efficiency and Economy Commission transmitting Commission's Automotive Report, Part No. 1.

Also

No. 3409 Automotive Report (Part No. 1) of the Efficiency and Economy Commission of Pittsburgh.

Also

No. 3410. Communication from Frieda M. Fritsche, 4631 Torley street, enclosing bill in the sum of \$18.00 for damages to her automobile by reason of being struck by fire apparatus on Rural street on March 30th, 1935.

Also

No. 3411. Communication from Edward McGraw, 211 Gist street, Pittsburgh, claiming \$17.25 damages to his automobile by reason of being struck by rock from hillside while driving west on Nobletown road, April 20, 1935.

Also

No. 3412. Communication from the North Side Woman's Civic Club requesting Council to accept in the name of the City the proposed Marshall avenue playground site, same to be purchased by the Renzenhausen Estate.

Also

No. 3413. Communication from the Pittsburgh Musical Society, Local No. 60, asking for a hearing to present request for an appropriation for summer band concerts in the parks.

Which were severally read and referred to the Committee on Finance.

Also

No. 3414. Communication from the War Veterans' Association of America complaining of inadequate sewerage facilities in the vicinity of Sterrett and Hermitage streets, 13th Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 3415. Communication from Dale T. Lias, Esq., 619 Oliver Bldg., expressing appreciation for hearing given him and members of his committee on the question of parking at night on the City wharf and complaining further of the man who takes charge of parking at night east of Sixth street.

Which was read and referred to the Committee on Public Safety.

Also

No. 3416. Communication from Women's Community Association of the 27th Ward protesting against the erection of a municipal incinerator plant on the North Side.

Also

No. 3417. Communication from

the Perry Women's Club protesting against the erection of an incinerator on the North Side.

Which were read and referred to the Committee on Health and Sanitation.

Also

No. 3418. Communication from the Department of Public Works inviting the members of Council to be present at the official opening of the 1935 golf season at Schenley Park on Tuesday, May 14, 1935, at 10.00 o'clock, A. M.

Which was read, received and filed, and invitation accepted.

Also

No. 3419. Communication from R. O. Hughes, Assistant Director of Curriculum Study, Pittsburgh Public Schools, expressing appreciation for conference held May 6, 1935, between the City Council and delegates of the high schools and civic classes.

Which was read, received and filed.

REPORTS OF COMMITTEES

Mr. McArdle presented

No. 3420 Report of the Committee on Finance for May 7, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3316 An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in payment for services rendered and materials furnished without previous authority of law, as follows: Signal Service Corporation in the sum of \$184.92, Marshall Elevator Company in the sum of \$1.75, Pittsburgh Gage & Supply Company in the sum of \$2.40, Paff's Disinfecting Company in the sum of \$68.75, W. T. McCullough Electric Company in the sum of \$4.33, South Hills Ornamental Iron and Wire Works Company in the sum of \$349.50, Frank Kaffka in the sum of \$117.22, Keps Electric Company in the sum of \$29.92."

Which was read

Mr. McArdle moved

A suspension of the rule to al-

low the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3125. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 26, entitled, 'An Ordinance creating and establishing additional positions in the Bureau of Recreation, Department of Public Works, and fixing the compensation therefor,' approved February 7th, 1935."

In Finance Committee, May 7, 1935, Bill read and amended in Section 1, by inserting after the words "compensation therefor," the words "approved February 7th, 1935," and by striking out the second amount "\$600.00" and by inserting in lieu thereof the amount "\$1200.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time

and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2987, An Ordinance entitled, "An Ordinance to provide for the licensing by the City Treasurer of vending slot machines and other lawful devices designed and used for amusement and entertainment, after application to and investigation by the Bureau of Police."

Which was read, and on motion of Mr. McArdle, recommitted to the Committee on Finance.

Also

Bill No. 3346. Resolution authorizing and directing the City Controller to transfer the following amounts, to wit:

From Code Account No.

1897	Salaries Regular Employees, Bureau of Recreation,	\$1,245.00
1909	Wages, Women and Children,	4,506.00
1909-1	Wages Temporary, Women and Children,	532.00
1915	Wages, Men and Boy's,	1,830.00
1915-1	Wages Temporary, Men and Boy's,	228.00
		<hr/>
		\$8,341.00

To Code Account No.

1900	Salaries Regular Employees, Grounds and Buildings,	\$ 115.00
1908	Salaries Regular Employees, Women and Children,	3,957.00

1914	Salaries Regular Em- ployes, Men and Boy's,	3,063.00
1920	Wages, Summer Swim- ming Pools,	1,206.00
		\$8 341.00

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3348. Resolution authorizing and directing the City Controller to transfer the sum of \$15,000.00 from Code Account 118-8, for improvement of streets and thoroughfares and public properties of the City of Pittsburgh, to Code Account 118-9, for the purchase of supplies and materials, for the purchase or rental of equipment and for the payment of miscellaneous services for engineering, planning and research projects in the Department of City Planning.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3344. Resolution authorizing the City Solicitor, upon the payment by the present owner, George Kemnitzner, of property formerly owned by Edward J. Detzel, in the 26th Ward, City, of the sum of \$180.00, to satisfy the liens filed in the Court of Common Pleas of Allegheny County at M. L. D. Nos. 21 and 22, July Term, 1928, costs incident to said liens to be paid by the City.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2949. Resolution providing that the sum of \$600.00, heretofore paid by Pauline Colker as rent for premises at corner of the Boulevard of the Allies and Ward street, Fourth ward, to be used as a gasoline station, as rent for the year 1934, because of the fact the premises could not be so used by said lessee during 1934 on account of Court proceedings, be credited to her as payment of rent for the year 1935 on said premises.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3220. Resolution authorizing the issuing of a warrant in favor of Henry Butch for the sum of \$400.00, being payment in full for extra work in furnishing, placing and pneumatically tamping approximately 360 tons of granulated slag fill over a gully in Schenley Park near Pocussett street, under Contract No. 1141 (Controller's No. 5152) for the construction of discharge mains from Saline Pumping Station to Saline street at Monitor street and Beacon street at Schenley Park line, said amount to be paid out of Code Account 122-7, General Improvement Bonds, 1934, against funds set aside for Contract No. 1141, as aforesaid.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3289. Resolution authorizing the issuing of a warrant in favor of Francis S. Bissell for the sum

of \$25.24, being the amount of taxes paid the City for the first quarter of 1935 on dwelling at 6825 Penn Avenue, 14th Ward, totally destroyed by fire on January 29, 1935, and charging same to Code Acct. No. 41, Refunds of Taxes and Water Rents, and authorizing and directing the proper City authorities to exonerate taxes assessed on said dwelling for the remaining three quarters of the year 1935, namely, \$77.25.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3345. Resolution authorizing the issuing of duplicate warrants as follows, in place of warrants which have been lost: No. 23996 dated August 25th, 1932, to the order of the United Oil Co. in the sum of \$8.37, and No. 18276 dated June 30th, 1934, to the order of Wm. Kelly in the sum of \$42.00.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3349. Resolution authorizing the issuing of a warrant in favor of the following, to the total amount of \$143.00, refunding street opening permits not used, and charging to Appropriation No. 42, Contingent Fund:

Duquesne Light Company,	\$ 22.00
Equitable Gas Co.,	4.00
C. L. Kerrigan,	14.00
H. E. Sampson,	14.00
A. H. Rorison,	14.00
Thos. Daly, Jr.,	13.00
Wm. J. Hillenbrand,	4.00
Wayne Crouse,	14.00
L. G. Young & Co.,	13.00
Wm. Anderson,	13.00
So. Pgh. Water Co.,	18.00

\$143.00

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3353. Resolution authorizing the issuing of warrants in full settlement of all claims for damages by reason of the overflowing of sewers due to heavy rainfalls on or about

August 11, 1934, in Boundary street and in the vicinity thereof, as follows:

Frank Cafardo	\$ 80.00
48 Boundary street	
Louis Glampolo	
47 Boundary street	160.00
Joe Cafardo	
Rear 48 Boundary street	100.00
Nick Cafardo	
48 Boundary street	110.00
Anthony S. Cafardo	
48 Boundary street	100.00
Albert Spoltore	
49 Boundary street	95.00
Joseph Mastrangelo	
Rear 49 Boundary street	75.00
Alexander Cafardo	
49 Boundary street	245.00
Flomena Diullus, Executrix of the Estate of Antonio Diullus, Deceased	
3 Boundary street	400.00

Said warrants to be charged against and paid from Appropriation No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3352. Resolution authorizing and directing the Director of the Department of Public Works to grant a leave of absence to I. Chas. Palmer, Assistant Division Engineer, Bureau of Engineering, with full pay, for the portion of the month of May, 1935, required to recuperate from his illness.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2477. Resolution authorizing the issuing of a warrant in favor of John Gemery, 1202 Walter avenue, City, in the sum of in full settlement of his claim against the City of Pittsburgh for damages due to the Becks Run Flood of July 4, 1928, and charging the same to Code Account No. 42, Contingent Fund.

In Finance Committee, May 7, 1935, Read and amended by inserting in blank space, the amount, "\$500.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3249. Communication from the Mayor appointing A. Arthur Boscia as a member of the City Transit Commission, vice George S. Davison, resigned.

In Finance Committee, May 9, 1935, Read and ordered returned to council for action.

Which was read, received and filed.

Mr. McArdle presented

No. 3421. RESOLVED, By the Council of the City of Pittsburgh, in regular session met, that the appointment by the Mayor of A. Arthur Boscia, 1825 Boulevard of the Allies, as a member of the Transit Commission to fill the vacancy caused by the resignation of George S. Davison, be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion, the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.	
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)
Noes:—Messrs.	.
Demmler	Kane

When the name of Mr. Demmler was called, he arose and said:

Mr. President:— I personally feel the Transit Commission should be abolished, and I, therefore, vote NO.

When the name of Mr. Gallagher was called, he arose and said:

Mr. President:—I still believe this Commission should be abolished. I will vote Aye, believing I am voting for the position temporarily.

When the name of Mr. Kane was called, he arose and said:

Mr. President:—I concur in the sentiments of Mr. Demmler, and believe the commission should be abolished as it has outlived its usefulness. I, therefore, vote NO.

Ayes 6. Noes 2.

And a majority of the votes of council being in the affirmative, the motion prevailed.

Mr. Kane presented

No. 3422. Report of the Committee on Public Works for May 7th, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3336. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to carry out an Unemployment Relief Project in conjunction with the Local Works Division of Allegheny County for the bituminous treatment of slag surfaced streets."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3337. An Ordinance entitled, "An Ordinance authorizing and directing the Director of the De-

partment of Public Works to provide space in the North Side Market during the remodeling of the market and set rates for the space occupied."

Which was read.

Mr. Kane moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2738. An Ordinance entitled, "An Ordinance amending an ordinance entitled, 'An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals, and imposing penalties,' approved August 9, 1923, and supplements thereto, by changing the Zone Map, Twenty-ninth ward, formerly Carrick Borough, so as to change from an 'A' Residence Use District to a Commercial Use District, all that certain property at the southeasterly corner of Brownsville road and The Boulevard, having a frontage of 60 feet on Brownsville road and 100

feet on The Boulevard."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Evans	Magee
Gallagher	McArdle
Kane	Garland (Pres't)

Noes:—Messrs.

Demmler	Huston
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When the name of Mr. Evans was called, he arose and said:

Mr. President:—I vote AYE with this stipulation, that in case this change in zoning is made, the placing of billboards on the property in question shall be controlled by the Board of Adjustment.

I think some measure should be taken to guard against the construction of billboards, no matter if the property is classified commercial, if they are an eyesore and a detriment to the neighborhood.

Ayes 6. Noes 2.

And there not being three-fourths of the votes of Council in the affirmative, the bill failed to pass finally, in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members of Council shall be required for final passage.

Also

Bill No. 3332. Resolution authorizing and directing the Mayor to sign a consent petition, on behalf of the City of Pittsburgh, for the erection of a gasoline station on property at the corner of Center and Liberty avenues

on property of Frank F. Saupp, Inc.

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3334. Resolution authorizing and directing the Director of the Department of Public Works to approve plans for pipe line extension by Shaler Township to be laid with a minimum cover of three feet over the pipe lines with the express stipulation that all further extensions shall be laid with a minimum cover of four feet over the pipe lines; said lines to be used in furnishing water by the City to the Township under an agreement of May 21, 1930.

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes in Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3377. Resolution endorsing the provisions contained in Senate Bill No. 666, entitled, "An Act regulating the motor vehicle junk business, requiring a certificate of approval from the local authorities, etc." and urging the members of the House of Representatives to vote for the passage of the bill, and providing for the forwarding of a copy of this resolution to the members of the House of Representatives from Allegheny County. Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 3170. Resolution authorizing and directing the Mayor, on behalf of the City of Pittsburgh, to sign a consent petition for the erection of a gasoline service station on the property of Mary Urban, 700-702 Wylie avenue, City, inasmuch as the City's property is within 80 feet from the proposed location of such gasoline station.

Which was read.

Mr. Kane moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Demmler presented

No. 3423. Report of the Committee on Public Service and Surveys for May 7, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2932. An Ordinance entitled, "An Ordinance evidencing the consent of the City of Pittsburgh to the entry upon and use by Allegheny County Authority of portions of the North wharf of the Moningahela river opposite West street in the Borough of Homestead, Murray avenue, Steelyview avenue, Desdemona street, Imogene street and other streets and highways between Hazelwood avenue, Beechwood boulevard and Second avenue for the purpose of constructing and maintaining a bridge across the Mongahela river from the City of Pittsburgh to within the Borough of Homestead and approaches thereto, in conformity with a certain plan; prescribing the terms and conditions of such consent, entry and use; providing for the ultimate conveyance of said highway bridge to the County of Allegheny; and providing for the enactment by the City of Pittsburgh of any and all legislation necessary to make effective such consent, terms, conditions, entry and use, and necessary or desirable for the purposes of acquiring by Allegheny County Authority of certain land in connection therewith, and where necessary or desirable, to require all public service companies, public utilities and private parties, at their own expense, to make all changes that may be necessary of and in relation to the property and facilities respectively owned by them."

Which was read.

Mr. Demmler also presented

No. 3424. Communication from Thomas M. Benner, Assistant General Counsel Allegheny County Authority, asking for amendment to Bill No. 2932. An Ordinance granting the consent of the City to the construction by Allegheny County Authority of Pittsburgh-Homestead High Level Bridge.

Which was read.

Mr. Demmler moved

That the bill be recommitted, and the communication referred to the Committee on Public Service and Surveys.

Which motion prevailed.

Mr. Evans presented

No. 3425. Report of the Committee on Filtration and Water for May 7th, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3259. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of six auto trucks for the Bureau of Water, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Maggee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Maggee presented

No. 3426. Report of the Committee on Parks and Libraries for May 7th, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3325. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the rebinding of books and the binding of Magazines for the Carnegie Free Library of Allegheny, and providing for the payment thereof."

Which was read.

Mr. Maggee moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Maggee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 3427. Report of the Committee on Public Welfare for May 7th, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3328. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in payment for services and work done for the Department of Public Welfare, without previous authority of Law, by Albert J. Freyvogel in the sum of \$1186.30."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. McArdle, at this time obtained leave, and presented

No. 3428. An Ordinance providing for the abatement of tax penalties and interest on delinquent taxes, pursuant to the provisions of Act No. 141, approved May 2, 1935.

Also

No. 3429. Communication from J. M. Williams, Secretary, Efficiency and Economy Commission of Pittsburgh, making further recommendations and transmitting copy of proposed Act of Assembly affecting city pensions.

Which were read and referred to the Committee on Finance.

Mr. Magee, at this time obtained leave, and presented

No. 3430. Petition for the vacation of Covode street, from Murdoch street to Wightman street.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Kane moved

That the Department of Public Works be requested to furnish an estimate of the cost of constructing the foundation for a soldiers' tablet to be erected by the Brookline Board of Trade on City property at the intersection of Brookline boulevard and Queensboro street, the approximate size of the foundation for the tablet to be 12 x 7 feet.

Which motion prevailed.

Mr. McArdle presented

No. 3431. WHEREAS, An Act of Assembly has been passed, providing for the abatement of interest and penalties on delinquent taxes prior to the year 1935, which Act provides certain

specific conditions under which this interest and penalty abatement may be secured by the taxpayers; Therefore, be it

RESOLVED, That the City Controller and the City Treasurer be and they are hereby authorized to take such steps as they may deem necessary, through the insertion of newspaper advertisements in the public press, as will bring definite and complete information to the taxpayers generally as to the provisions of the aforesaid Act and the means by which they may benefit by its provisions; and that they are further authorized to present to Council such legislation as they deem necessary to carry out the provisions of this resolution.

Which was read.

Mr. McArdle moved

The adoption of the resolution. Which motion prevailed.

The Chair presented

No. 3432. Whereas, numerous complaints have been made by citizens protesting against a nuisance occasioned by the shrieking from airplanes equipped with loud speakers hovering over the residential sections of the City, to the annoyance and nerveshocking of inmates of hospitals, as well as to those confined to their homes by illness. Therefore, be it

RESOLVED, That the City Solicitor be and he is hereby requested to look into the matter of preparing remedial legislation, by ordinance or otherwise, that will tend to put a stop to this particular nuisance.

Which was read.

Mr. McArdle moved

The adoption of the resolution. Which motion prevailed.

Also

No. 3433. RESOLVED, That the Chief Engineer of the Department of Public Works be authorized to visit St. Louis, Mo., for the purpose of obtaining information in regard to Sewage Disposal, the expense not to exceed the sum of One Hundred (\$100.00) dollars.

Which was read.

Mr. Kane moved

The adoption of the resolution.
Which motion prevailed.

Mr. McArdle moved

That the Minutes of Council

of Monday, May 6th, 1935, be approved.
Which motion prevailed.

And on motion of Mr. Kane

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, May 20, 1935

No. 22.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, May 20, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

Mr. Anderson presented

No. 3434. Communication from James P. Walsh, 3238 Beechwood boulevard, charging inefficiency and neglect of duty on the part of City firemen at a fire in the 6300 block Aurelia street, East End, on Sunday, May 12th, 2 o'clock A. M.

Which was read and referred to the Committee on Public Safety.

Mr. Demmler presented

No. 3435. Communication from the Department of Public Works returning petitions for the vacation of Irene street, between India street and the northeasterly line of Lots No. 99 and No. 102 in Orchard Place Plan of Lots, and India street, between Dubois street and the easterly line of Orchard Place Plan of Lots.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Evans presented

No. 3436. An Ordinance providing for the letting of a contract for the furnishing and delivery of Fifteen Hundred (1500) feet, more or less, of Hose for the Bureau of Water, and providing for the payment thereof.

Which was read and referred to the Committee on Filtration and Water.

Mr. Gallagher presented

No. 3437. Communication from Michael Munroe, 511—56th Street, City, complaining of condition which is causing his property to slide.

Which was read and referred to the Committee on Public Works.

Mr. Kane presented

No. 3438. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to request proposals and to award a contract or contracts for the foundation for a Soldiers' Tablet at Brookline boulevard and Queensboro street, and to advertise for proposals and to award a contract or contracts for repaving of a portion of Salisbury street, approximately sixty feet east of Clover street, and providing for the payment of the costs thereof.

Also

No. 3439. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of drains and retaining wall and the reconstruction of the curbs, sidewalk pavements and fence on Arlington avenue, in the vicinity of 427 Arlington avenue, and authorizing the setting aside of the sum of Eight Thousand (\$8,000.00) Dollars for the payment of the cost of said work and Seven Hundred and Fifty (\$750.00) Dollars for the payment of engineering expenses, including salaries, wages, and miscellaneous services in the Department of Public Works, amounting in the aggregate to Eight Thousand Seven Hundred and Fifty (\$8,750.00) Dollars from Code Account

Also

No. 3440. Petition for the construction of a wall along the lower side of Brahm street, 24th Ward.

Also

No. 3441. Communication from the Estate of Kate M. Lanz, Deceased, and Estate of Charles Lanz, Deceased, protesting against change in classification of property located at the southeasterly corner of Brownsville road and The Boulevard, 29th Ward, from Residence to Commercial Use.

Also

No. 3442. Petition for improvement of Brahm and Solar streets, 24th Ward.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 3443. Resolution authorizing and empowering the City Solicitor to waive a trial by jury in any of the cases pending in Court wherein it is alleged that the indebtedness created by the Borough of Overbrook, prior to its annexation to the City of Pittsburgh, are obligations of the City of Pittsburgh, which will come to trial in the near future, and to employ Ernst & Ernst, Certified Public Accountants,

on the customary per diem basis, the aggregate not to exceed \$650.00.

Also

No. 3444. An Ordinance authorizing the Mayor to issue and the City Controller to countersign warrants in a sum which amounts in the aggregate to Forty-Seven Thousand (\$47,000.00) Dollars, to the order of various hospitals and doctors for the payment of lying-in expenses of women residents of the City of Pittsburgh, which were authorized by the Allegheny County Emergency Relief Board.

Also

No. 3445. Resolution authorizing the issuing of a warrant in favor of Carroll B. Collins in the amount of \$42.75, in payment of expenses incurred on an inspection trip to Clearfield, Pa., York, Pa., and New Brunswick, N. J., in connection with the awarding of contracts for equipment in the North Side Market, and charging the same to Bond Fund No. 121, North Side Market.

Also

No. 3446. Resolution authorizing the issuing of a warrant in favor of the Carrick Motor Garage, 1605 Brownsville road, City, in the sum of \$116.27, in payment of gasoline, oil, alcohol and storage furnished to the 6th Division, Bureau of Highways & Sewers, Department of Public Works, during the months of January, February and March, 1927, which items were not included in Resolution No. 61, approved May 11, 1927, authorizing a warrant in favor of said Carrick Motor Garage, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 3447. Resolution authorizing the City Controller to cancel the following charges now on his books:

Jessie Fleckenstein	\$ 375.00
George DuBarry Lumber Co.	1,875.00
Kirwan Flannery	60.00
George Cottingham	262.50
River Transport Co.	175.00
Roseina Petrelli	100.00
Steel City Heating & Plumbing Co.	550.00
Pittsburgh Wharf Terminal Co.	2,500.02
U. G. Justice	435.00

Also

No. 3448. An Ordinance repealing Ordinance No. 41, entitled, "An Ordinance creating certain temporary positions in the Department of City Planning, for the calendar year 1935, fixing the rate of compensation therefor, and providing for the payment of salaries thereof", which became a law February 18th, 1935.

Also

No. 3449. Communication from John W. Hopewell, 1107 Wheeler street, requesting refund of costs amounting to \$51.80 which accumulated due to nonpayment of 1933 City taxes on lot on William street, 18th Ward.

Also

No. 3450. Petition of Retail Merchants and Business Men of the East Liberty Section of Pittsburgh requesting an investigation into the so-called "Rummage Sales".

Which were severally read and referred to the Committee on Finance.

Also

No. 3451. Petition for construction of boardwalk and steps from Arlington avenue to Waite street, through Lot No. 5 in the Weber Plan, recently acquired by the City for the boardwalk and steps.

Also

No. 3452. Communication from the Department of Public Works submitting estimate of cost of constructing sewer in Olympia Park, 19th Ward, if done by contract and by labor furnished by L. W. D.

Which were read and referred to the Committee on Public Works.

The Chair presented

No. 3453. Resolution authorizing the City Solicitor to cancel the assessment made against Haven M. E. Church in the amount \$85.14 for a sewer on Pitcher way, and to satisfy the lien filed at M. L. D. No. 115 January Term, 1934, and charging the costs to the City of Pittsburgh.

Also

No. 3454. Resolution authorizing and directing the City Controller

to transfer the sum of \$4,000.00 from Appropriation No. 1443, Salaries, Regular Employees, Bureau of Police, to Appropriation No. 51, Celebration Independence Day, for the purpose of providing funds for the cost of public exhibitions of fire works in the various parks of the City of Pittsburgh on Independence Day.

Also

No. 3455. Communication from the Pittsburgh Musical Society asking that the City appropriate money for band concerts in the parks during the Summer months.

Also

No. 3456. Communication from the Elliott Civic League asking that the Townsend property located on Chartiers avenue, 20th Ward, be purchased for a junior playground.

Also

No. 3457. Communication from the City Treasurer submitting statement of collection of delinquent taxes for the period from May 1st to May 15th, inclusive; also statement of accounts of the City Solicitor.

Also

No. 3458. Communication from Mayer Sniderman, Esq., in behalf of St. Joseph Protectory for Homeless Boys, relative to damages to its building by reason of the widening of Protectory place, 3rd Ward.

Also

No. 3459. Communication from Charles Donley, Dravo bldg., stating that he appeared before the House of Representatives Committee on Merchant Marine on May 11th, at a public hearing in Washington, D. C., on the Water Carriers' Bill H. R. 5379 and S. 1632, and referred to in Council Bill No. 3250.

Also

No. 3460. Communication from the North Side Chamber of Commerce urging assistance in securing enactment of legislation providing for the consolidation of all property assessments into one uniform system and the elimination of the City Department of Assessors.

Also

No. 3461. Communication from Western Pennsylvania Branch, National Economy League, 231 Union Trust building, requesting co-operation in the efforts being made to secure enactment of legislation which would eliminate the duplication of real estate assessments in the cities of Allegheny County.

Also

No. 3462. Communication from The National Economy League relative to legislation pending in the State Legislature providing for consolidation of City and County assessment boards.

Also

No. 3463. Communication from Allegheny County League of Women Voters urging assistance in securing enactment of legislation providing for the consolidation of all property assessments into one uniform system and the elimination of the City department of assessors.

Also

No. 3464. Communication from the Efficiency and Economy Commission of Pittsburgh relative to legislation pending in the State Legislature for consolidation of City and County Departments of Assessors.

Also

No. 3465. Communication from The Retail Merchants Association of Pittsburgh relative to legislation pending in the State Legislature for consolidation of City and County Departments of Assessors.

Also

No. 3466. Communication from the Building Owners and Managers' Association relative to legislation pending in the State Legislature for consolidation of City and County Departments of Assessors.

Also

No. 3467. Communication from the East Liberty Chamber of Commerce relative to legislation pending in the State Legislature for consolidation of City and County Departments of Assessors.

Also

No. 3468. Communication from the Pittsburgh Real Estate Board relative to legislation pending in the State Legislature for consolidation of City and County Departments of Assessors.

Which were severally read and referred to the Committee on Finance.

Also

No. 3469. Communication from the Elliott Civic League asking that the Sophia Evertt playground on Herschel street, 20th Ward, be put in condition for baseball games.

Also

No. 3470. Communication from Chartiers Board of Trade requesting that sidewalk be constructed along the railway tracks between Noblestown road and Stratmore avenue, 28th Ward.

Which were read and referred to the Committee on Public Works.

Also

No. 3471. Communication from Frank Policastro asking that action be taken on his appointment by the Mayor as a member of the Traction Conference Board.

Also

No. 3472. Communication from the Allegheny County Authority requesting the City to indicate if it desires to occupy the Fort Duquesne Bridge and Tunnels with any of its facilities.

Also

No. 3473. Communication from G. H. Cordell, 5526 Beverly place, suggesting the construction of a tunnel under the P. R. R. and hill from 16th Street to a point on Second avenue between 10th Street and 22nd Street bridges, instead of bridge over the Allegheny River at 11th Street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 3474. An Ordinance prohibiting unnecessary loud noises from aeroplanes flying over the City of Pittsburgh; dropping, throwing or discharging therefrom ballast, instruments,

tools, advertising matter or any other material; and prohibiting such flying over the City as will endanger the safety of property and the comfort and health of citizens.

Also

No. 3475. Communication from General Health Council supporting the ordinance prohibiting the sale, storage and use of fireworks, and expressing its desire for a public display of fireworks.

Also

No. 3476. Communication from Charles Nussbaum, Esq., 407 Grant building, in behalf of Monte Sirko, demanding an investigation of the vice conditions in Oakland district, especially with reference to the beating given Mr. Sirko by Lieutenant Arthurs.

Also

No. 3477. Communication from the Hotel Henry Company relative to the traffic and parking situation in the downtown district.

Also

No. 3478. Communication from Miss C. T. Molony, 310 McKee Place, complaining of noises from shrieking airplanes, hucksters crying their wares and barking dogs and howling cats.

Also

No. 3479. Communication from Dr. C. G. Hildreth, 611 Penn avenue, Beechview, complaining of airplanes flying too low and of unlicensed dogs.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 3480. An Ordinance authorizing the Division of Plumbing, Bureau of Sanitation, in the Department of Public Health, to receive and approve any plans for the installation of approved plumbing fixtures or equipment when said equipment is enclosed with a metal casing or cabinet.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 3481. Report of the Department of Public Works relative to

installation of a more modern lighting system in the East Liberty District at the request of the East Liberty Business Men's Association.

Which was read, received and filed.

Also

No. 3482. Communication from the Children's Service Bureau, 740 Wabash building, stating they are heartily in accord with the plan of using the parks for day camps during the summer.

Which was read, received and filed.

REPORTS OF COMMITTEES

Mr. McArdle presented

No. 3483. Report of the Committee on Finance for May 14, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3406. An Ordinance entitled, "An Ordinance repealing Ordinance No. 556, entitled, 'An Ordinance granting to J. L. Lewis and Lewis Publishing Co. permission to make copies of all ordinances, official police regulations, rules and orders, then in effect, pertaining to Traffic and Parking; to compile, codify and publish same with privilege to distribute both through sale and free circulation for advertising purposes, and providing that similar permission shall not be given to any other person, firm or corporation so long as J. L. Lewis and Lewis Publishing Co. shall make correct revision, publish and deliver to the City of Pittsburgh, without cost to it, 2500 copies twice during each year,' approved July 14, 1927."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill

pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)

Noes:—Mr. Kane.

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

No. 3407. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Hill Top Lumber Co. in the sum of \$306.70; Pittsburgh Trolley and Forge Co. in the sum of \$33.75; Edward Murphy in the sum of \$199.08; James A. McKenna in the sum of \$6.38; Schwartz Electric Co. in the sum of \$16.82 and Junction Coal Co. in the sum of \$71.88."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3342. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of One (1) Buick Four Door Sedan for the City Pay-

master, Department of the Mayor, and providing for the payment thereof."

In Finance Committee, May 14, 1935, Bill read and amended in Section 1 and in the title by striking out the word "Buick", and as amended ordered returned to council with an affirmative recommendation.

Which was read

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3403. Resolution authorizing the issuing of a warrant in favor of Victor O. Mattice and Grace Mattice, his wife, in their own rights and as parents and next friends of Victor Mattice, Jr., their minor son, 2605 Burham street, City, in the sum of \$175.00, in full settlement of their claim against the City of Pittsburgh for personal injuries sustained by their son, on February 19, 1935, on Clover street steps, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3347. Resolution authorizing and directing the City Controller to transfer the sum of \$1,700.00 from Code Account No. 1018, Supplies, to Code Account No. 1020, Equipment, Mayor's Office.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3357. Resolution authorizing and directing the City Controller to transfer the sum of \$ from Code Account No. 1012, Councilmanic Savings Fund, to Code Account No. 1934-1, Federation of Social Agencies, Activities for Children in City Parks.

In Finance Committee, May 14, 1935, Read and amended by inserting in blank space the amount "\$10,000.00", and by striking out the words "1012, Councilmanic Savings Fund," and by inserting in lieu thereof the words "1443, Police Salaries, Regular Employees", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3402. Resolution authorizing and directing the City Controller to transfer \$150.00 from Code Account to Code Account No. 1672, Supplies, City-County bldg.

In Finance Committee, May 14, 1935, Read and amended by inserting in blank space, the words "No. 42, Contingent Fund," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2756. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works to accept the Republic Oil Company as assignee of the Rocolene Refining Company, pursuant to the fifth paragraph of the lease from the City of Pittsburgh to the Rocolene Refining Company, dated October 8th, 1932, and covering the premises at the corner of North Highland avenue and Broad street, 11th Ward, City, formerly known as No. 8 Engine House.

In Finance Committee, May 14, 1935. Read and amended by adding to the end of the resolution, the following:—

"and that the Mayor shall only accept the Republic Oil Company as assignee of the lease after the Rocolene Oil Company have liquidated their obligation." and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation,

Bill No. 3404. An Ordinance entitled, "An Ordinance authorizing and directing the City Clerk to employ Dr. John Bauer from May 20 to May 31, inclusive, 1935, to consult with, aid and advise the Council and representatives of the City in conferences with representatives of the Pittsburgh Railways Company, concerning the proposed reorganization of the Pittsburgh Railways Company and such other phases of the matters of mass transportation, service and facilities in the City, as may appear advisable, and fixing his compensation."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Demmler moved

To amend the bill in Section 1 by striking out the words "for the period commencing May 20, 1935, and terminating May 31, 1935," and by inserting in lieu thereof the words "for ten (10) days", and in the title by striking out the words "from May 20 to May 31, inclusive, 1935," and by inserting in lieu thereof the words "for ten (10) days."

Which motion prevailed.

And the bill, as read a second time and amended, was agreed to.

And the bill was laid over for re-printing.

Mr. McArdle also presented

No. 3484. Report of the Committee on Finance for May 15, 1935, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also

Bill No. 3428. An Ordinance entitled, "An Ordinance providing for the abatement of tax penalties and interest on delinquent taxes, pursuant to the provisions of Act No. 141, approved May 2, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. McArdle moved

To amend the bill in Sections 1 and 2 by striking out the words "No. 141" wherever they appear, and insert in lieu thereof the words "No. 52," and in the preamble and the title by striking out the words "No. 141" and by inserting in lieu thereof the words "No. 52," and by striking out the words "May 2," and by inserting in lieu thereof the words "May 1,"

Which motion prevailed.

And the bill, as read a second time and amended, was agreed to.

And the bill having been printed as amended, was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland, (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Coun-

cil being in the affirmative, the bill passed finally.

Also

Bill No. 3351. Resolution authorizing and directing the City Controller to transfer the sum of \$20,978.00 from Code Account 118-18, City Planning Topographical Surveys, and the sum of \$23,672.00 from Code Account 118-8, City Planning, Streets, to Code Account 118, Public Work Relief Bonds, 1933, Series "C".

In Finance Committee, May 15, 1935. Read and amended by striking out the amount "\$23,672.00" and by inserting in lieu thereof the amount "\$8,672.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Kane moved

That the Law Department be asked to inform Council as to whether a person who had paid 1934 taxes, prior to the Act taking effect, are entitled to abatement of the penalty and interest on these taxes provided their 1935 taxes are paid in full, under the pro-

visions of Act No. 52, entitled, "An Act authorizing the abatement of certain tax penalties and interest on county, city (except city of the first class) taxes, etc.," approved by the Governor May 1, 1935.

Which motion prevailed.

Mr. Kane presented

No. 3485. Report of the Committee on Public Works for May 14, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2801. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Elrod way, from Lemington avenue to Joshua street, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with

the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Kane also presented

No. 3486. Report of the Committee on Public Works for May 15, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 3335. An Ordinance entitled, "An Ordinance appropriating the sum of Thirty-three thousand five hundred (\$33,500.00) dollars from Public Work Relief Bonds, 1933, Series 'C', Code Account 118, which bonds were authorized by Ordinance No. 284, approved December 5th, 1933, for the repair and improvement of streets and sewers, for the sealing of mines and treatment of mine fires, for the rental of office and warehouse space, purchase of supplies and materials, purchase or rental of engineering equipment and payment of miscellaneous services for engineering, planning and research projects, for the payment of salaries and wages for the making of surveys and the preparation of plans and estimates, for the repairing, repaving and/or paving of blockstone or brick surfaced streets, and for the improvement of parks, all to be carried out as Unemployment Relief Projects in the Department of Public Works."

In Public Works Committee, May 15, 1935, Bill read and amended in Section 1 by striking out and by inserting, as shown in red, and in the title by striking out the words "Thirty-three thousand five hundred (\$33,500.00) dollars" and by inserting in lieu thereof, the words "Eighteen thousand five hundred (\$18,500.00) dollars," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Kane moved

That the amendments of the Public Works Committee be agreed to. Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Kane moved

A suspension of the rule to

allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 3487. Report of the Committee on Public Service and Surveys for May 14, 1935, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2975. An Ordinance entitled, "An Ordinance vacating a portion of Saw Mill Run boulevard, in the 32nd Ward of the City of Pittsburgh, from the southerly line of Maytide street produced, to a point 90.60 feet northwardly therefrom."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3108. An Ordinance entitled, "An Ordinance vacating Jillson avenue, in the 19th Ward of the City of Pittsburgh, from Plainview avenue to Brookline boulevard, and Edgevale way, in the same ward, from Jillson avenue to Brookline boulevard."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3387. An Ordinance entitled, "An Ordinance re-establishing the grade of Hargrove street, from a point 3.09 feet to a point 262.18 feet northwest of the westerly line of West Liberty avenue."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3388. An Ordinance entitled, "An Ordinance changing the name of a portion of Brookline boulevard (formerly Hunter avenue), in the 19th Ward of the City of Pittsburgh, from West Liberty avenue to Pioneer avenue, to 'Wenzell avenue.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of council being in the affirmative the bill passed finally.

Also

Bill No. 3398. An Ordinance entitled, "An Ordinance granting unto the Confraternity of Christian Doctrine of the Diocese of Pittsburgh, the right and privilege to construct, maintain, use and operate a vault, water well and pump in the easterly sidewalk area on Ferry street adjoining its property between Third avenue and Boulevard of the Allies, in the First ward, City of Pittsburgh, Penna.; said vault being located 20 feet from the northeasterly corner of the Boulevard of the Allies."

Which was read .

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2932. An Ordinance entitled, "An Ordinance evidencing the consent of the City of Pittsburgh to the entry upon and use by Allegheny County Authority of portions of the North wharf of the Monongahela river opposite West street in the Borough of Homestead, Murray avenue, Steelview avenue, Desdemona street, Imogene street and other streets and highways between Hazelwood avenue, Beechwood boulevard and Second avenue for the

purpose of constructing and maintaining a bridge across the Monongahela river from the City of Pittsburgh to within the Borough of Homestead and approaches thereto, in conformity with a certain plan; prescribing the terms and conditions of such consent, entry and use; providing for the ultimate conveyance of said highway bridge to the County of Allegheny; and providing for the enactment by the City of Pittsburgh of any and all legislation necessary to make effective such consent, terms, conditions, entry and use, and necessary or desirable for the purposes of acquiring by Allegheny County Authority of certain land in connection therewith, and where necessary or desirable, to require all public service companies, public utilities and private parties, at their own expense, to make all changes that may be necessary of and in relation to the property and facilities respectively owned by them."

In Public Service and Surveys Committee, May 14, 1935, Bill read and amended as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler also presented

No. 3488. Communication from the Law Department suggesting certain amendments to Bill No. 2932, known as "Consent Ordinance for the Homestead Bridge."

Which was read and on motion of Mr. McArdle, the ordinance was re-committed, and the communication referred, to the Committee on Public Service and Surveys.

MOTIONS AND RESOLUTIONS.

The Chair stated

That he would call a special meeting of Council for Wednesday next at 4 P. M., Daylight Savings time, to take action on the ordinance for the employment of Dr. John Bauer and also on the ordinance granting consent to Allegheny County Authority to enter upon property for construction of Homestead Bridge. That the regular committees would be held on Wednesday instead of Tuesday, as Council visits Harrisburg on Tuesday to meet the Governor at 12 o'clock, Noon. That

the hearings would be postponed until Thursday, and that all interested persons had been so informed.

The Chair presented
No. 3489.

City of Pittsburgh,
Office of the Mayor,
May 15, 1935.

To the President and Members
of City Council.
Gentlemen:—

I have been informed by Director Moyer that the report filed by Mr. Sklar with reference to the collection of garbage and rubbish served no useful purpose. His conclusions are not as accurate as those of regular inspectors and, therefore, there appears to be no valid reason for employing him for an additional three months period.

This is an executive matter, namely, the inspection of garbage and rubbish. By no stretch of the imagination can this be classified as a legislative act. I, therefore, deem it beyond the province and scope of the activities of Council and am returning Bill No. 3252 without my approval.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

Also

Bill No. 3252. An Ordinance entitled, "An Ordinance creating and establishing the position of Investigator in the office of the City Clerk, and fixing the compensation therefor."

In Council, May 6, 1935, Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill pass finally notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Gallagher	McArdle
Huston	

Noes:—Messrs.

Demmler	Magee
Evans	Garland (Pres't)

Ayes 5. Noes 4.

And there not being two-thirds of

the votes of council in the affirmative, the bill failed to become a law notwithstanding the objections of the Mayor.

Mr. Huston moved

That the Minutes of Council of Monday, May 13th, 1935, be approved. Which motion prevailed.

Mr. Gallagher called up

Bill No. 2738. An Ordinance entitled, "An Ordinance amending an ordinance entitled, 'An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals, and imposing penalties,' approved August 9, 1923, and supplements thereto, by changing the Zone Map, Twenty-ninth ward, formerly Carrick Borough, so as to change from an 'A' Residence Use District to a Commercial Use District, all that certain property at the southeasterly corner of Brownsville road

and The Boulevard, having a frontage of 60 feet on Brownsville road and 100 feet on The Boulevard."

In Council, May 13th, 1935, Bill read, rule suspended, read a second and third times and failed to pass finally for lack of a three-fourths vote.

Which was read.

And the question recurring, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Kane	

Noes:—Messrs.

Demmler	Huston
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Ayes 7. Noes 2.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members of council shall be required for final passage.

And on motion of **Mr. McArdle**

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Wednesday, May 22, 1935

No. 23.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Wednesday, May 22nd, 1935.

Council met pursuant to the following call:

Pittsburgh, Pa., May 20th, 1935.

Mr. Robert Clark,
City Clerk,
City of Pittsburgh.
Dear Sir:—

Please call a special meeting of Council for Wednesday, May 22, 1935, at 3 o'clock, P. M., Eastern Standard Time (4 o'clock, P. M. Daylight Saving Time), for the purpose of consideration of unfinished business and such other business as may come before the meeting.

Yours very truly,
ROBT. GARLAND,
President of Council.

Which was read, received and filed.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

The Chair presented

No. 3490. Communication from the Director of the Department of Public Works requesting consideration be given communication of April 1, 1935 and draft of resolution transmitted therewith authorizing the employment of sanitary engineering experts in order that a report and recommendation might be made with regard to the collection and disposal of sewage.

Also

No. 3491. Communication from the Law Department (Wm. Kaufman, Special Asst. City Solicitor) transmitting letter from Philip A. Fieger, counsel for the Pittsburgh Railways Company, stating that the Philadelphia Co. and the Pittsburgh Railways Co. have no objection to the use by the Traction Conference Board of a portion of the funds payable to it by the Pittsburgh Railways Company under the agreement of Dec. 20, 1931, for the purpose of paying the expense of employing an expert to advise the City and the other municipalities that are parties to the Traction Conference Board Agreement concerning the proposed reorganization of the Pittsburgh Railways Co.

Also

No. 3492. Communication from the Civic Club of Allegheny County endorsing legislation for consolidation of

City and County assessment boards.

Which were severally read and referred to the Committee on Finance.

Also

No. 3493. Petition asking for the construction of a sanitary sewer for the drainage of property in the vicinity of Paxico street near the dividing line between the City of Pittsburgh and Penn Township.

Which was read and referred to the Committee on Public Works.

Also

No. 3494. Communication from Milton C. Angloch protesting against the zone change of property at the corner of Brownsville road and the Boulevard, 29th Ward.

Which was read, received and filed.

UNFINISHED BUSINESS.

Bill No. 3404. An Ordinance entitled, "An Ordinance authorizing and directing the City Clerk to employ Dr. John Bauer for ten (10) days to consult with, aid and advise the Council and representatives of the City in conference with representatives of the Pittsburgh Railways Company, concerning the proposed reorganization of the Pittsburgh Railways Company and such other phases of the matters of mass transportation, service and facilities in the City, as may appear advisable, and fixing his compensation."

In Council, May 20, 1935, Bill read, rule suspended, read a second time and amended by striking out in Section 1, the words, "for the period commencing May 20, 1935, and terminating May 31, 1935," and by inserting in lieu thereof, the words, "for ten (10) days," and in the title by striking out, the words, "from May 20 to May 31, inclusive, 1935," and by inserting in lieu thereof, the words, "for ten (10) days", and as amended agreed to on second reading and laid over for reprinting.

Which was read.

Mr. Demmler moved

That the bill be laid on the table.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Demmler presented

No. 3495. Report of the Committee on Public Service and Surveys for May 22, 1935, transmitting on ordinance to council.

Which was read, received and filed.

Also

Bill No. 2932. An Ordinance entitled, "An Ordinance evidencing the consent of the City of Pittsburgh to the entry upon and use by Allegheny County Authority of portions of the North wharf of the Monongahela river opposite West street in the Borough of Homestead, Murray avenue, Steelview avenue, Desdemona street, Imogene street and other streets and highways between Hazelwood avenue, Beechwood boulevard and Second avenue for the purpose of constructing and maintaining a bridge across the Monongahela river from the City of Pittsburgh to within the Borough of Homestead and approaches thereto, in conformity with a certain plan; prescribing the terms and conditions of such consent, entry and use; providing for the ultimate conveyance of said highway bridge to the County of Allegheny; and providing for the enactment by the City of Pittsburgh of any and all legislation necessary to make effective such consent, terms, conditions, entry and use, and necessary or desirable for the purposes of acquiring by Allegheny County Authority of certain land in connection therewith, and where necessary or desirable, to require all public service companies, public utilities and private parties, at their own expense, to make all changes that may be necessary of and in relation to the property and facilities respectively owned by them."

In Public Service and Surveys Committee, May 7th, 1935, Bill read and amended in Sections 1, 3, 4, 10 and 11, as shown in red, and as amended ordered returned to council with an affirmative recommendation.

In Council, May 13, 1935, Bill read and recommitted to the Committee on Public Service and Surveys.

In Public Service and Surveys Committee, May 14, 1935, Bill read and amended in Section 11, by inserting, after the words, "including bonds," the

words "subject to the provisions of law and the Loan Agreement and Trust Indenture," and as amended ordered returned to council with an affirmative recommendation.

In Council, May 20, 1935, Bill read and recommitted to the Committee on Public Service and Surveys.

In Public Service and Surveys Committee, May 22, 1935, Bill read and amended in Section 11 by striking out the words "subject to the provisions of law and the Loan Agreement and Trust Indenture," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments made in Public Service and Surveys Committee on May 7th, 1935, and May 22nd, 1935, be agreed to.

Which motion prevailed.

(Mr. Magee voting NO on amendment made in Committee on May 22, 1935).

And the bill, as amended in committee and agreed to by council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill

passed finally.

Mr. Demmler moved

That the Traction Conference Board be requested to employ Dr. John Bauer, as a consultant and to aid in conferences relating to the reorganization of Pittsburgh Railways Company and proposed new contract to be entered into between the City and other municipalities on the one side and the Pittsburgh Railways Company and the Philadelphia Company on the other, in which conferences the Traction Conference Board is participating, and that the term of service of Mr. Bauer shall be limited to ten (10) days, and his compensation to \$100.00 per diem of service, and expenses, and that the said compensation be paid out of the fund supplied to the Traction Conference Board by the Pittsburgh Railways Company under the terms of existing agreement between the City and the Railways Company, the Railways Company having indicated its consent to said employment and payment by letter of May 21st, presented to Council this day.

Mr. McArdle stated

That he did not see the necessity of limiting the term of employment to ten days, as it is not being paid by the City.

Mr. Demmler stated

That he had simply carried out the provisions in the ordinance, and had no other reason for limiting the time of employment.

Mr. Kane stated

That at the expiration of the ten days, another motion could be passed if found necessary.

And the question recurring on the adoption of the motion as offered by Mr. Demmler.

The motion prevailed.

And on motion of Mr. Gallagher

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, May 27, 1935

No. 24.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President
ROBERT CLARK.....City Clerk
EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, May 27, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

Mr. Anderson presented

No. 3496. Communication from the Department of Public Safety calling attention to demands by the residents for installation of Fire Alarm and Police Signal System in the 32nd Ward (formerly Overbrook Borough).

Also

No. 3497. Communication from the Building Owners and Managers

Association disapproving the Elevator Ordinance.

Which were read and referred to the Committee on Public Safety.

Also

No. 3498. Communication from the Department of Public Safety advising of institution of 60-day trial of One-way Traffic Southbound on Madison avenue, from Phineas street to East Ohio street, effective June 5, 1935.

Which was read, received and filed.

Also

No. 3499. Communication from the Department of Public Safety advising of institution of 60-day trial of No Parking at any time on Boyle street between Parkhurst street and North avenue, easterly side, effective June 5, 1935.

Which was read, received and filed.

Mr. Demmler presented

No. 3500. An Ordinance fixing the width and position of the roadways and sidewalks, providing for slopes, parking, retaining walls and steps and establishing the grade of Merrimac street, from Virginia avenue to Woodruff street and Omaha street.

Also

No. 3501. Communication from the Traction Conference Board advising formal compliance with Council's request of May 22, 1935, relative to employment of Mr. John Bauer and payment for his services.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Huston presented

No. 3502. Resolution accepting

the offer of the Fidelity Trust Company and Henry H. Renziehausen, Executors and Trustees under the Will of Frederick C. Renziehausen, deceased, to convey by deed of gift to the City of Pittsburgh, for playground purposes, certain property situate on President way, 10th Ward, City of Pittsburgh, to be known as "The Sophia Evert Playground Number 3".

Which was read and referred to the Committee on Finance.

Also

No. 3503. Communication from the Director of the Department of Public Health urging reply to recommendation made to Council on April 20, 1935, in re: facilities at Leech Farm Sanatorium to hospitalize children under six years of age suffering from active pulmonary tuberculosis.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Kane presented

No. 3504. Copy of communication from Miss Alice Linnert, 824 Becks Run road, to the Bureau of Highways & Sewers, dated May 22, 1935, calling attention to conditions in Becks Run which may cause a recurrence of the flood of July 4, 1928.

Also

No. 3505. Communication from H. P. Eberharter, Esq., Berger bldg., requesting consideration of the necessity of having steps erected leading from Boundary street to Swinburne street.

Also

No. 3506. Petition consenting to removal of two-car garage to property of Ralph G. and Elizabeth M. Rodgers, 2409 Hobson street, to the rear of the lot.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3507. Communication from Rev. James R. Cox, Pastor, Old St. Patrick's, asking an investigation why theatres are closed on Sunday when the performances are for charitable purposes.

Which was read and referred to the Committee on Public Safety.

Mr. Magee presented

No. 3508. Resolution authorizing the City Controller to set aside the sum of \$315.50 from Code Account No. 42, Contingent Fund, for the payment of fixtures installed at the Schenley Park Golf House refreshment concession by Jos. M. Slater, lessee thereof for a period of one year from May 15, 1934; and authorizing the issuing of a warrant in favor of said Jos. M. Slater in said amount for such payment.

Also

No. 3509. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to lease the Schenley Park Oval Stables to Ben K. Carr for a period of two years at the rate of Fifty Dollars (\$50.00) per month.

Which were read and referred to the Committee on Finance.

Also

No. 3510. Communication from the Department of Public Works submitting, with approval, recommendation of the Supt. of Parks for the demolition of duplex dwelling at 320 N. Murland avenue, in Westinghouse Park, and requesting Council's authorization.

Which was read and referred to the Committee on Parks and Libraries.

Mr. McArdle presented

No. 3511. Resolution authorizing and directing the City Controller to make the following transfer of funds within the Bureau of Water:

FROM CODE ACCOUNT

1770, Electricity, \$12,300.00	
Cont. 3855 —	\$ 7000.00
" 5310 —	4,000.00
" 5311 —	900.00
" 3023 —	400.00

\$12,300.00

TO CODE ACCOUNT

1769, Gas, Contract 3026 — \$12,300.00

Also

No. 3512. Resolution authorizing and directing the City Controller

to transfer the sum of \$1350.00 from Code Account No. 1777, Wages, Temporary Employees, to Code Account No. 1775, Salaries, Regular Employees, Distribution Division, Bureau of Water, Department of Public Works.

Also

No. 3513. Resolution authorizing and directing the City Controller to transfer the sum of \$3200.00 set aside in Bond Fund 118-17, Improvement of Public Areas, to Bond Fund 118-16, Repair and Improvement of Parks.

Also

No. 3514. Resolution authorizing and directing the City Controller to transfer the sum of \$10,000.00 from Code Account No. 1443, Police Salaries, Regular Employees, to Code Account No. 1934-1, Day Camp Activities for Children in City Parks, and authorizing the issuing of warrants drawn on said fund in payment of expenses incurred therein.

Also

No. 3515. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. , to Code Account No. 1515, Materials, Parts, Division of Garage and Repair Shop, Bureau of Highways & Sewers.

Also

No. 3516. Resolution authorizing the issuing of a warrant in favor of Joseph Hagosky and Mary Hagosky, in their own right and as parents and next friend of Dorothy Hagosky, a minor daughter, six years old, of 91 Barry street, S. S., City, in the sum of \$300.00, in full settlement of their claim against the City for personal injuries sustained by their minor child on January 25, 1935, on the sidewalk in front of No. 91 Barry street, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 3517. An Ordinance to carry into effect in the City of Pittsburgh an Act of Assembly entitled, "An Act authorizing the abatement of certain tax penalties and interest on county, city (except city of the first

class), borough, town, township, school district (except school district of the first class) and poor district taxes", approved the first day of May, A. D. 1935.

Also

No. 3518. An Ordinance amending a portion of Section 80, Department of Public Works, of Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation therefor", approved January 2, 1935.

Also

No. 3519. Communication from the Bureau of Police, Department of Public Safety, advising of accident on May 24, 1935, involving police motorcycle and Dodge truck owned by the Pittsburgh Pretzel Company.

Also

No. 3520. Communication from the Bureau of Police, Department of Public Safety, advising of accident to automobile owned by W. G. Platt, 4826 Kansas street, by loose lid on sewer drop on Nansen street.

Also

No. 3521. Resolution authorizing the issuing of a warrant in favor of Laura Carman, widow, c/o Mrs. Mazie Cox, 30 Boggs avenue, City, in the sum of \$225.00, in full settlement of her claim against the City for personal injuries sustained on November 29, 1934, on Ruth street, opposite South Hill High School, Pittsburgh, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 3522. Report of the Department of Public Works submitting statement of the needs of the Bureau of Water for additional financing during the current year.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 3523. Communication from the Fidelity Trust Company, executors of Frederick C. Renziehausen, deceased, agreeing to purchase the property

known as the McIlroy property at President alley and Antietam street, 10th Ward, and deliver deed to the City of Pittsburgh on certain terms and conditions.

Also

No. 3524. Communication from the Western Pennsylvania Branch of the National Economy League objecting to the proposal that the Allegheny County Board for the Assessment and Revision of Taxes discontinue the assessment of land and buildings within the territorial limits of the City of Pittsburgh and substitute valuations made by the Pittsburgh Department of Assessors, as a basis for the levying of County taxes.

Also

No. 3525. Communication from H. H. Renziehausen and Fidelity Trust Co., Executors of the Estate of Frederick C. Renziehausen, Deceased, agreeing to purchase of property known as the Evans & Newhams property at Marshall avenue and Sorrell street, N. S., Pittsburgh, and deliver a deed to the City therefor, upon certain terms and conditions.

Also

No. 3526. Communication from the Pittsburgh Chamber of Commerce transmitting copy of resolution approved by said body urging passage of the bill to consolidate the City and County Assessment departments.

Also

No. 3527. Communication from the Homewood Brushton Board of Trade favoring the passage of the Coyne Senate Bill and the Weiss House Bill relating to the elimination of double property assessments for taxation purposes in Allegheny County.

Also

No. 3528. Report of the Department of Public Works on claim of D. Dinardo for extra compensation on account of Contract for repairs to baffle walls in the western sedimentation basin, Filtration Plant.

Also

No. 3529. Communication from J. J. Melsel, 133 Amabell street, rela-

tive to tax assessments on land and buildings.

Also

No. 3530. Communication from the City Controller submitting copy of the Auditor's Report in connection with Mifflin Township for the year 1934.

Also

No. 3531. Communication from the Department of Public Works asking disposition on question of Duquesne wharfage rental owed to the City by Captain Menke of the Golden Rod Show Boat.

Also

No. 3532.

DEPARTMENT OF LAW.

May 23, 1935.

The Honorable, The Council
of the City of Pittsburgh.
Gentlemen:

Answering your inquiry of May 21, 1935, regarding abatement of interest and penalty to property owners who have paid their 1934 City Taxes in full prior to the act taking effect (May 2, 1935), we beg to advise that no abatement or refund can be made by the City Treasurer on taxes paid prior to the date the act was passed, even though all 1935 City Taxes have been paid in full.

A line of demarcation must be drawn, and the only place to draw it is at the date of the passage of the act. Those who paid before that date,—whether it be a day, a week, a month or a year before,—cannot now come in and ask for a refund of interest and penalty.

The act was passed ostensibly for the following purposes:

1st. To aid and encourage taxpayers WHO HERETOFORE HAVE BEEN UNABLE TO PAY THEIR DELINQUENT TAXES, with the added and ever increasing burden of interest and penalty, to pay their taxes now. Parties who have already paid, do not come within that class.

2nd. To get more money into the City Treasury to enable the City to pay its expenses.

3rd. To encourage further payment, and not to refund past payments.

We give it as our opinion that no one who paid his 1934 taxes (or any other year's taxes) prior to the act taking effect, is entitled to any refund or abatement of any part of the money paid.

Very truly yours,
WARD BONSALL,
City Solicitor.

Also

No. 3533. Communication from Retail Coal Merchants' Association of Greater Pittsburgh endorsing the Coyne-Weiss Bill, known as Senate Bill No. 222, and providing for the abolition of real estate assessments by Allegheny County cities and the levying of all local taxes on county assessments.

Also

No. 3534. Communication from the Pittsburgh Builders Supply Club, Investment building, endorsing Senate Bill No. 222 and House Bill No. 871, which look toward the modification and simplification of handling assessments for taxes in the City of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Also

No. 3535. Communication from the Pittsburgh Garden Center requesting certain repairs and improvements to building which they now occupy in Schenley Park.

Which was read and referred to the Committee on Public Works.

Also

No. 3536. Communication from the Traction Conference Board advising of hearing on May 29th at 2:30 P. M., in Room 1807, Law & Finance bldg., on proposal to abandon street car operations on part of Route 98 and to substitute bus operation between McKeesport and Wilmerding.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3537. Communication from Lucy E. Lyons, 852 Inwood street, 12th Ward, advising of complaints from tenants of her apartments about men

playing baseball and using dreadful language on vacant lots opposite her apartments on Oberlin street.

Also

No. 3538. An Ordinance prohibiting unnecessary loud noises from aeroplanes flying over the City of Pittsburgh; prohibiting dropping, throwing or discharging therefrom ballast, instruments, tools, advertising matter or any other material, and prohibiting such flying over the City as will endanger property and persons.

Also

No. 3539. Communication from the Pittsburgh Motor Club relative to complaints received about the manner in which the wharf parking is conducted at night.

Also

No. 3540. Communication from the Retail Merchants' Association endorsing the resolution of the Building Owners' and Managers' Association regarding the proposed elevator ordinance.

Also

No. 3541. Communication from Harold Kirschberg, 6351 Alderson street, relative to parking tags he received and the parking situation.

Which were severally read and referred to the Committee on Public Safety.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 3542. Report of the Committee on Finance for May 22nd, 1935, transmitting an ordinance and two resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3444. An Ordinance entitled, "An Ordinance authorizing the Mayor to issue and the City Controller to countersign warrants in a sum which amounts in the aggregate to Forty-seven thousand (\$47,000.00) dollars, to the order of various hospitals and doctors for the payment of lying-in expenses of women residents of the

City of Pittsburgh which were authorized by the Allegheny County Emergency Relief Board."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time, and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3445. Resolution authorizing the issuing of a warrant in favor of Carroll B. Collins in the amount of \$42.75, expenses on an inspection trip to Clearfield, Pa., York, Pa. and New Brunswick, N. J., in connection with the awarding of contracts for equipment in the North Side Market, and charging same to Bond Fund No. 121, North Side Market.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3443. Resolution authorizing and empowering the City Solicitor to waive a trial by jury in certain suits now pending over alleged indebtedness created by the Borough of Overbrook prior to annexation to the City and employ Ernst & Ernst, Certified Public Accountants, on the customary per diem basis, not exceeding in the aggregate to \$650.00.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle also presented

No. 3543. Report of the Committee on Finance for May 23rd, 1935, transmitting a resolution to council.

Which was read, received and filed.

Also

Bill No. 3454. WHEREAS, The City of Pittsburgh has appropriated for the celebration of Independence Day 1935, the sum of \$1,000.00 under appropriation No. 51; and

WHEREAS, It is desired that provision be made for public displays of fireworks under proper supervision; Therefore, be it

RESOLVED, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$4,000.00 from Appropriation No. 1443, Salaries

Regular Employees, Bureau of Police, to Appropriation No. 51, Celebration Independence Day, for the purpose of providing funds for the cost of public exhibitions of fire works in the various parks of the City of Pittsburgh on Independence Day under the direction of the Director of the Department of Public Works, said exhibitions to be properly supervised by experts.

In Finance Committee, May 23, 1935, Read and amended by striking out the two preambles; by striking out the amount "\$4,000.00" and by inserting in lieu thereof, the amount "\$10,050.00", and by striking out all the resolution, after the words, "Bureau of Police", beginning with the words "to Appropriation No. 51," and ending with the words "supervised by experts," and by inserting in lieu thereof, the following:— "as follows:— \$50.00 to Code Account No. 84—18th Ward "X" Service Men's Association;

\$5000.00 to Code Account No. 1891, Band Concerts in Parks;

\$5000.00 to Code Account No. 1069, Miscellaneous Services, Collector of Delinquent Taxes," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson Huston

Demmler Kane

Evans Magee

Gallagher McArdle

Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 3544. Report of the Committee on Public Works for May 22nd, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also

Bill No. 2940. An Ordinance entitled, "An Ordinance amending an ordinance entitled, 'An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals, and imposing penalties,' approved August 9, 1923, by changing the Zone Map, Sheet Z-O-E15, so as to change from an 'A' Residence Use District to a Commercial Use District, all that certain property at the northeast corner of Dawson street and The Boulevard of the Allies, having a frontage of 75 feet on Dawson street and 110 feet on The Boulevard of the Allies."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson

Evans

Magee

Noes:—Messrs.

Demmler

Gallagher

Ayes 5. Noes 4.

And there not being three-fourths of the votes of council in the affirmative, the bill failed to pass finally, in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

Also

Bill No. 3438. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to request proposals and to award a contract or contracts for the foundation for a Soldiers' Tablet at Brookline boulevard and Queensboro street, and to advertise for proposals and to award a contract or contracts for repaving of a portion of Salisbury street approximately sixty feet east of Clover street, and providing for the payment of the costs thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson

Demmler

Evans

Gallagher

Huston

Kane

Magee

McArdle

Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill

passed finally.

Mr. Kane also presented

No. 3545. Report of the Committee on Public Works for May 23rd, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3439. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of drains and retaining wall and the reconstruction of the curbs, sidewalk pavements and fence on Arlington avenue in the vicinity of 427 Arlington avenue, and authorizing the setting aside of the sum of Eight thousand (\$8,000.00) dollars for the payment of the cost of said work and Seven hundred Fifty (\$750.00) dollars for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Eight thousand seven hundred fifty (\$8,750.00) dollars from Code Account."

In Public Works Committee, May 22, 1935, Bill read and amended in Section 2 and in the title by striking out the words "Code Account" and by inserting in lieu thereof the words "Bond Fund No. 122," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Kane moved

That the amendment of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Kane moved

To amend the bill in Section 2

and in the title by striking out the figures "122" and by inserting in lieu thereof, the figures "296".

Which motion prevailed.

And the bill having been printed, as amended, was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magée
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 3546. Report of the Committee on Public Service and Surveys for May 22nd, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3256. An Ordinance entitled, "An Ordinance fixing the position of the high sidewalk along the easterly side of Saw Mill Run boulevard, from Overbrook boulevard to Dartmore avenue; establishing the grade thereof, and providing for slopes, parking, the construction of retaining walls and steps."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magée
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3257. An Ordinance entitled, "An Ordinance fixing the position of the high sidewalk along the easterly side of Dartmore avenue, from Sinton way to Saw Mill Run boulevard; establishing the grade thereof, and providing for slopes, parking, the construction of retaining walls and steps."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magée
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans presented

No. 3547. Report of the Committee on Filtration and Water for May 22nd, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3436. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Fifteen hundred (1500) feet, more or less, of Hose for the Bureau of Water, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Anderson presented

No. 3548. Report of the Committee on Public Safety for May 22nd, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2301. An Ordinance entitled, "An Ordinance requiring all police officers of the City of Pittsburgh to make charges and bring information in certain cases before the Police Magistrate known as the Morals Court Magistrate."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time

and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle
	Garland (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3223. An Ordinance entitled, "An Ordinance regulating the construction, equipment, maintenance, operation and inspection of elevators; providing for the issuing of permits, certificates of operation and inspection certificates therefor; fixing fees for the said permits and certificates; granting certain authority and imposing certain duties upon the Superintendent of the Bureau of Building Inspection and inspectors in the employ of the said Bureau, and providing penalties for violation of the provisions of this ordinance."

In Public Safety Committee, May 22, 1935, Bill read and amended in Section 4 and Section 11, by inserting as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Anderson moved

That the amendments of the Public Safety Committee be agreed to. Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Anderson moved

That the bill be recommitted

to the Committee on Public Safety for further amendments.

Which motion prevailed.

MOTIONS AND RESOLUTIONS.

Mr. Kane moved

That the Clerk of Council be instructed to communicate with the proper officials of San Francisco, Calif., Detroit, Mich., Boston, Mass. and other cities which have municipally-owned or subsidized street railway systems, for the purpose of ascertaining the experience of these cities with reference to the operation of the street railways; this information to be available for Council in connection with the consideration of the new agreement to be made by the City of Pittsburgh with the Pittsburgh Railways Company.

Mr. Kane said:

Mr. President:— Inasmuch as a study of the Street Railways System is now being made in Pittsburgh, for the purpose of trying to ascertain whether or not a new agreement can be reached between the City of Pittsburgh and the Pittsburgh Railways Company to bring about better service at reduced rates, I think it is necessary that Council be informed of all methods of operation of street railway systems throughout the country.

It is my information that the Market Street Railway System of San Francisco is municipally-owned and operated by the City of San Francisco; while the street railway systems in Detroit and Boston operate with a subsidy from these cities.

I hope that this motion will prevail so that Council will be supplied with information relative to this matter.

I think it is of importance that we ascertain whether or not a municipally-owned and operated railway system is the ultimate solution of our problem in Pittsburgh.

Of course, I expect that there will be some disagreement as to whether or not this is practical, and attempts will be made to show that municipal operation has not been successful.

Municipal ownership of street railways has been given a great deal of thought by me as private citizen, and now as a public official I am thoroughly

convinced that if we are to bring about a condition, which I believe the people are highly interested in, namely, the improvement of service at reduced rates, it can no longer be done by private ownership of a transportation system that has to give first consideration to the profits of investors.

The history of street car operation in Pittsburgh, dating back to the days of horse-drawn street cars up until the present time, will convince any person that the natural conclusion of any private operating company is to look out for the interests of the investors instead of the general public.

While I am willing to go along with the study now being made by the Traction Conference Board and Mr. John Bauer, the traction expert, it is my firm belief that Council should be in possession of all facts concerning municipal ownership and operation of street railway systems in cities of the United States.

And the question recurring on the adoption of the motion as offered by Mr. Kane.

The motion prevailed.

Mr. McArdle presented

No. 3549. RESOLVED, That the Director of the Department of Public Works be and he is hereby directed immediately to prepare viewers' plans for the property ordered to be condemned under the provisions of Ordinances Nos. 106 and 107, Series 1935, and to present said plans to the Law Department, to the end that the viewers' proceedings may be begun at the earliest possible date; and, be it further

RESOLVED, That the Law Department be requested to begin viewers' proceedings at the earliest possible date after the reception of the plans above referred to.

Which was read.

Mr. McArdle moved

The adoption of the resolution.
Which motion prevailed.

The Chair presented

No. 3550. RESOLVED, That the Mayor be and he is hereby requested to return to Council, without

action thereon, for the purpose of amendment, Bill No. 3357, Resolution transferring the sum of \$10,000.00 from Code Account No. 1443, Police Salaries, Regular Employees, to Code Account No. 1934-1, Federation of Social Agencies, Activities for Children in City Parks. Which was read.

Mr. McArdle moved

The adoption of the resolution. Which motion prevailed.

And the Mayor having returned, without action thereon,

Bill No. 3357. Resolution authorizing and directing the City Controller to transfer the sum of \$10,000.00 from Code Account No. 1443, Police Salaries, Regular Employees, to Code Account No. 1934-1, Federation of Social Agencies, Activities for Children in City Parks.

In Council, May 20, 1935, Read, committee amendments agreed to, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. McArdle moved

To reconsider the vote by which the resolution was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the resolution be read a second and third times and finally passed?"

The motion did not prevail.

Mr. McArdle moved

That the resolution be recommended to the Committee on Finance. Which motion prevailed.

The Chair presented

No. 3551.

City of Pittsburgh,

Office of the Mayor,

May 22nd, 1935.

To the President and Members of City Council.
Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, Samuel V. Spry, 4925 Friendship avenue, to the position of Member of the Board of Property Assessors, and

would ask for an immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR,
Mayor.

It is very important that this be acted upon immediately, as one of the Assessors is sick and there are three vacancies. The Board may be without a legal quorum.

WM. N. McNAIR.

Which was read.

Mr. Anderson moved

That the communication be referred to the Committee on Finance.

Upon which motion, the Chair ordered a call of the Ayes and Noes, and the Ayes and Noes being taken, were:

Ayes:—Messrs.

Anderson	Huston
Evans	Kane
Gallagher	McArdle

Noes:—Messrs.

Demmler Magee

Garland (Pres't)

When the name of Mr. Magee was called, he arose and said:

Mr. President: I am voting NO on referring this matter to committee as I believe it should be acted on today. There are vacancies existing in the Board which should be filled.

Ayes 6. Noes 3.

And a majority of the votes being in the affirmative, the motion prevailed.

Also

No. 3552. Communication from Richard Neff, City Architect, transmitting copy of letter from the Director of the Department of Public Welfare, complaining of delay in completing contract for erection of two temporary mental annex buildings by the Wm. S. Miller Co. and asking that they be not awarded the contract, on which they are the low bidders, for general work on new additions to North 2 and South 2 Mental buildings.

Which was read, and referred to the Committee on Public Welfare.

Mr. Gallagher moved

That the minutes of Monday, May 20th, and Wednesday, May 22nd, 1935, be approved.

Which motion prevailed.

Mr. McArdle moved
That the regular meeting of
Council scheduled for Monday, June
3rd, 1935 be postponed until Tuesday,
June 4th, 1935, to be followed by com-
mittee meetings the same day.

Which motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Tuesday, June 4, 1935

No. 25.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Tuesday, June 4, 1935.

Council met pursuant to motion adopted at the meeting of May 27, 1935.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

Mr. Anderson presented

No. 3553. Communication from the Department of Public Safety advising of installation of 60-day trial of No Left Turn at any time from the east on Baum boulevard to the south on Negley avenue.

Which was read, received and filed.

Mr. Demmler presented

No. 3554. An Ordinance grant-

ing unto Catino and Dominanzia Cammarata the right and privilege to construct, maintain, use and operate a vault to be used for the purpose of installing a coal cellar, barrel skid, steps and toilet room, in the westerly sidewalk area adjacent to their property at No. 913 Federal street, in the 22nd Ward, City of Pittsburgh, Penna., said vault being located 120.00 feet southwardly from the southerly line of Montgomery avenue.

Also

No. 3555. An Ordinance re-fixing the width and position of the roadway and sidewalks of Butler street, from a point 181.20 feet east of Livonia street to the Heth's Run Bridge, providing for slopes, parking, retaining walls and steps and re-establishing the grade thereof from a point 181.20 feet east of Livonia street to the easterly intersection of Baker street.

Also

No. 3556. Preliminary report of John Bauer on the Readjustment of Traction Agreement between the City of Pittsburgh and the Pittsburgh Railways Company.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Evans presented

No. 3557. Resolution authorizing and directing the Department of Public Works (Bureau of City Property) to lease the vacant lot belonging to the City, adjoining the apartment building at 3207 Faronia street, 20th Ward, to the Prudential Insurance Company for use as a parking lot at a rental of Ten (\$10.00) Dollars per month, said lease to be subject to cancellation on

five (5) days notice from said department.

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3558. Communication from M. M. McDermott, 212 Darragh street, suggesting that the City of Pittsburgh request a Federal grant of \$150,000 for the purpose of investigating the quality and purity of local MILK supplies.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Huston presented

No. 3559. Communication from Morris Knowles, Incorporated, relative to purchase of certain properties of the American Reduction Company for the collection, removal and disposal of garbage and rubbish in the City of Pittsburgh.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Kane presented

No. 3560. An Ordinance amending the portion of Section 4 of Ordinance No. 295, approved November 3, 1934, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to carry out Unemployment Relief Projects in conjunction with the Relief Work Division of Allegheny County, and designating the location for certain construction projects", that relates to the construction of a sewer on Ashby street and an unnamed way, by providing that said sewer shall be constructed on private property of the Terminal Coal Company and said unnamed way.

Also

No. 3561. An Ordinance fixing the location of a portion of the Streets Run Sanitary Trunk Sewer which extends through the private property of S. Baquet and C. Baquet, from Calera street to Ganges way, and appropriating therefor an easement over said property, and providing for the adjudication of damages occasioned thereby.

Also

No. 3562. An Ordinance auth-

orizing and directing the construction of public sewers on the private property of M. McQueenie, J. Kinchius, et ux., M. Schultis, and D. A. Lyons in connection with the improvement of Sophia Evert Playgrounds No. 1; and providing for the adjudication of damages occasioned thereby.

Also

No. 3563. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a public sewer on the private property at the Buhl Foundation, from a point at or near the property line of the City of Pittsburgh at Olympia Park to a point approximately 45 feet north of the property line of M. A. Stout; and for the reconstruction of a public sewer from a point 45 feet north of the property line of M. A. Stout, through the property of the Buhl Foundation and of M. A. Stout, approximately 85 feet to an existing manhole location on the property of said M. A. Stout, including as may be necessary the excavation of exploratory test holes; and authorizing the setting aside of the sum of Sixteen Thousand Eight Hundred (\$16,800.00) Dollars for the payment of the cost of said work, and Twelve Hundred (1200.00) Dollars for the payment of engineering expenses including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Eighteen Thousand (\$18,000.00) Dollars from Bond Fund Code Account 122, General Improvement Bonds, 1934.

Also

No. 3564. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to carry out additional work on Unemployment Relief Projects now authorized in conjunction with the Local Works Division of Allegheny County.

Also

No. 3565. An Ordinance authorizing and directing the making of Repairs to the 48" Steel Water Pipe Line Across the Allegheny River at

Twenty-sixth street and appurtenant work, and setting aside the sum of Twenty-Five Thousand (\$25,000.00) Dollars from Code Account No. for the payment of the cost and expense thereof, and providing for the letting of a contract or contracts therefor.

Also

No. 3566. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of stone and concrete walks, at both the Beechwood boulevard and the Homewood and Reynolds street entrances into Frick Park, and providing for the payment of the cost thereof.

Also

No. 3567. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Playground Equipment for the Bureau of Recreation, and providing for the payment thereof.

Also

No. 3568. Resolution authorizing and directing the Director of the Department of Public Works to prepare and to submit to the Local Works Division an application for an Unemployment Relief Project for furnishing engineering, surveying, designing, and drafting forces as may be necessary for the preparation of plans and estimates for new Unemployment Relief Projects.

Also

No. 3569. Communication from Department of Public Works relative to extra work on contract for repairs to plumbing system in Bath House at Lake Elizabeth, West Park, in the sum of \$40.00, contract held by Weldon & Kelly Plumbing Company.

Also

No. 3570. Petition of property owners and residents in the Hazelwood-Glenwood district of the 15th Ward, requesting construction of a foot-bridge on Irvine avenue, between

Mobile and Tullymet streets, over the B. & O. R. R. tracks.

Also

No. 3571. Protest of property owners against issuance of permit for relocation of garage on property of Ralph G. Rodgers, et ux., 2409 Hobson street, Brookline, as requested in Petition to Council (Bill 3506), presented May 27, 1935.

Which were severally read and referred to the Committee on Public Works.

Mr. Magee presented

No. 3572. An Ordinance repealing an Ordinance entitled, "An Ordinance creating an additional executive department in the City of Pittsburgh to be known as the 'Department of City Transit'", approved July 11, 1925, and recorded in Ordinance Book, Volume 36, Page 387.

Also

No. 3573. An Ordinance creating a Utilities Bureau in the City Clerk's Office, defining its duties and establishing the number and character of employees and providing their compensation.

Also

No. 3574. An Ordinance amending and supplementing Section 3, City Clerk's Office, and Section 18, Department of City Transit, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935, and the several amendments thereof and supplements thereto.

Also

No. 3575. An Ordinance amending and supplementing Section 3, City Clerk's Office, and Section 18, Department of City Transit, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935, and the several amendments thereof and supplements thereto.

Also

No. 3576. Resolution authoriz-

ing and directing the City Controller to transfer the sum of \$5,300.00 from Appropriation No. 42, Contingent Fund, to Appropriation No. 1002, Salaries, Regular Employees, City Clerk.

Also

No. 3577. Resolution authorizing and directing the City Controller to transfer the sum of \$2,935.00 from Appropriation No. 42, Contingent Fund, to Appropriation No. 1002, Salaries, Regular Employees, City Clerk.

Also

No. 3578. Resolution requesting the Department of Public Works to investigate and report to City Council the proposal now pending before the United States Government Engineer at Pittsburgh to raise the dam at Emsworth, Pa., to an elevation of 7.2 feet above the present elevation, and requesting said Director specifically to report on the probable effect of such dam elevation upon the sewage system and flood conditions of the City of Pittsburgh and adjacent territory.

Which were severally read and referred to the Committee on Finance.

Mr. McArdle presented

No. 3579. An Ordinance authorizing the issuance of a warrant in favor of the Carrick Motor Garage in the sum of \$116.27, for supplies furnished without previous authority of law.

Also

No. 3580. An Ordinance setting aside and appropriating the sum of \$2,000.00 from Code Account No. 109, Public Works Bonds, 1931, for necessary repairs to streets by the forces of the Bureau of Highways and Sewers, Department of Public Works.

Also

No. 3581. An Ordinance authorizing and directing the Director of the Department of Public Works to execute a lease to Mortimer J. Liss, for building on the Duquesne Wharf.

Also

No. 3582. An Ordinance authorizing the entering into and letting of a contract or contracts for the furnishing of picnic stoves and combina-

tion tables and benches for various locations in the parks, and providing for the payment thereof.

Also

No. 3583. An Ordinance amending and supplementing Section 62, Bureau of City Property, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935.

Also

No. 3584. An Ordinance authorizing the Mayor to issue and the City Controller to countersign a warrant in the sum of \$ to the order of D. Dinardo for extra work at the Filtration Plant on Contract No. 5001, and charge same to Code Account No.

Also

No. 3585. Resolution authorizing and directing the City Controller to transfer the sum of \$600.00 from Code Account No. to Code Account No.

Also

No. 3586. Resolution authorizing and directing the City Controller to make the following transfers within the Code Accounts of the Bureau of Recreation, Department of Public Works:

FROM CODE ACCOUNTS

1908, Salaries, Women and Children,	\$2,730.00
1909-1, Wages, Temporary, Women and Children,	1,690.00
1915, Wages, Men and Boys,	221.20
1915-1, Wages, Temporary, Men and Boys,	1,351.60
	<hr/>
	\$5,992.80

TO CODE ACCOUNTS

1909, Wages, Women and Children,	\$3,262.80
1914, Salaries, Men and Boys,	2,730.00
	<hr/>
	\$5,992.80

Also

No. 3587. Resolution authorizing and directing the City Controller to transfer the sum of \$60.00 from Code

Account No. 1099, Salaries, Regular Employees, Civil Service Commission, to Code Account No. 1100, Miscellaneous Services, Civil Service Commission.

Also

No. 3588. Resolution authorizing and directing the City Controller to transfer the sum of \$10,000.00 from Code Account No. to Code Account No. 1080, Public Utilities Litigation, Department of Law.

Also

No. 3589. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works to negotiate a lease for the store-room in the North Side Market at the corner of East Ohio and Federal streets, for a period of five years, to the most responsible and desirable business tenant available, at a minimum annual rental of \$9,000.00; the tenant to be required to furnish satisfactory bond to the City Solicitor equivalent to one year's rental, the lease to provide for a renewal term for five years at the same rental and to contain such other regulations, consistent with the operation of the Market House as the City Solicitor and the Director of the Department of Public Works will see fit.

Also

No. 3590. Resolution authorizing the Director of the Department of Public Works to grant a leave of absence with full pay for the months of June and July, 1935, to Mr. I. Chas. Palmer, Assistant Division Engineer, Bureau of Engineering.

Also

No. 3591. Resolution authorizing the Mayor, the City Solicitor and the Director of the Department of Public Works to enter into a sub-lease with Richard H. Shafer, trading as Ohio Road Improvement Company, for the North Side Asphalt Plant.

Also

No. 3592. Resolution authorizing and directing the City Controller to make the following transfer of funds:

From Appropriation No. 1443,
Salaries, Regular Employees,
Bureau of Police, \$7,400.00

To Appropriation No. 1891,

Salaries, Temporary Drafts-
men, Conservatory repairs
and improvements, \$2,400.00

No. 1892, Conservatory sup-
plies for Spring Flower Show 5,000.00

\$7,400.00

Also

No. 3593. An Ordinance creat-
ing and establishing temporary posi-
tions in the Bureau of Parks, Depart-
ment of Public Works, and fixing the
compensation therefor.

Also

No. 3594. Resolution authoriz-
ing and directing the City Controller
to transfer the sum of \$1,200.00 from
Code Account No. 42, Contingent Fund,
to Code Account No. 1798½, Salaries,
Bureau of Parks, Department of Pub-
lic Works.

Also

No. 3595. An Ordinance amend-
ing and supplementing Section 82, De-
partment of Public Works, of Ordi-
nance No. 376, entitled, "An Ordinance
fixing the number of officers and em-
ployees of all departments of the City
of Pittsburgh and the rate of com-
pensation thereof", approved January
2, 1935.

Also

No. 3596. Communication from
the Department of Public Works advis-
ing of necessity for extra work
amounting to \$130.00 in the contract
for the grading, paving and curbing of
Eva street, from So. St. Clair to So.
Beatty streets.

Also

No. 3597. Communication from
the Department of Public Works rec-
ommending leasing of an unopened
portion of Jeffers street to the Scott
Realty Company for a parking place
for the sum of \$10.00 a month.

Also

No. 3598. Communication from
James P. Kirk, City Treasurer, sub-

mitting statement of collection of delinquent taxes for the period May 16th to May 31st, inclusive; also statement of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 3599. Communication from L. B. Abbott, 436 Diamond street, offering \$600.00 for property located at the corner of Saw Mill Run boulevard and Timberland street, acquired by the City for street purposes but not used.

Also

No. 3600. Communication from Dwight Benton, 1248 Hollywood street, 28th Ward, relative to injuries which he claims his wife received while walking on boardwalk on Hollywood street, May 28th, 1935.

Also

No. 3601. Report of the Department of Public Safety (Bureau of Police) regarding automobile accident on Waldeck street involving Mrs. Helen Manchester of 210 Fairmont Road, Warren, Ohio, and Mrs. Frank Shonk, 36 Mills street, Wilkes Barre, Pa.

Also

No. 3602. Communication from John B. Love, 432 Edith street, submitting proposal to paint steps from West Carson street, to Grandview avenue, 19th Ward, for the sum of \$510.00.

Also

No. 3603. Communication from Hill District Taxpayers' League requesting a hearing on the matter of substituting flat water rate for meter rates on properties delinquent previous to 1935 (for delinquent years only).

Also

No. 3604. Communication from R. A. Kulikowski, 1023 N. St. Clair street, relative to rebate on flat water rent which he claims is due him from November 11, 1934 (when meter was installed) to the end of the year.

Also

No. 3605. Report of the Department of Public Safety (Bureau of

Police) relative to injuries received by Ben Getty falling through sidewalk grating in front of old No. 10 Police Station on Lytle street.

Which were severally read and referred to the Committee on Finance.

Also

No. 3606. Communication from Mrs. Hazel Heidenreich, 2313 Spiral street, North Side, relative to steps between Barnes avenue and Spiral street.

Also

No. 3607. Communication from Henry Tranter relative to hearing for the Saw Mill Run Boulevard Association for Wednesday, June 5th, 1935.

Also

No. 3608. Communication from the Bon Air Civic Association requesting that immediate steps be taken to enact the necessary legislation to acquire the strip of roadway known as Bon Air avenue, lying between Camfield and Tarragonna streets, which is private property of the Pittsburgh Railway Company.

Also

No. 3609. Petition of residents of the Fourth District, Twenty-seventh ward, for construction of steps extending from Sorento street to Brighton road.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3610. Communication from the War Veterans' Association of America, 7249 Hermitage street, complaining of the failure to enforce the ordinance prohibiting the displaying and selling of merchandise on sidewalks.

Also

No. 3611. Communication from Arthur C. O'Leary, 305 Renfrew street relative to old frame dwelling at 303 Renfrew street, 12th Ward, which he claims is a menace.

Which were read and referred to the Committee on Public Safety.

Also

No. 3612. Communication from property owners of Spring, Sterling

and Rothman streets, 16th Ward, protesting against the dumping of rubbish in the hollow at the foot of Eleanor street and the rear of Rothman and Spring streets.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 3613. Communication from Joseph Greffenstette, 246 Trowbridge street, formerly an attendant at the City Home and Hospitals, Mayview, relative to vacation with pay which he claims he did not receive.

Which was read and referred to the Committee on Public Welfare.

Also

No. 3614. Communication from Grafton Duvall, Chairman, Greater Pittsburgh All Nations Independence Day Festival, inviting members of Council to attend the annual exercises in Schenley Park, July 4th.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 3615. Communication from the Hazelwood and Glenwood Commercial Association urging Council to assist in securing the enactment of legislation providing for the consolidation of all property assessments in one uniform system of assessment as a basis of local taxation in Allegheny County and the elimination of the city department of Assessors.

Which was read, received and filed.

Also

No. 3616. Communication from the North Side Board of Trade requesting consideration and support of the Coyne-Weiss Bill (Senate No. 222) for the elimination of the present system of duplicate assessments for city properties.

Which was read, received and filed.

Also

No. 3617. Communication from the Civic Club of the Lincoln Avenue District inviting members of Council to attend its Seventh Annual Picnic at West View Park on June 5th, 1935.

Which was read, received and filed, and invitation accepted.

Also

No. 3618. Communication from the Department of Law advising of the appointment of Leo Hudson as Utility Rate Expert in accordance with Ordinance No. 100, approved April 10, 1935.

Which was read, received and filed.

REPORTS OF COMMITTEES

Mr. McArdle presented

No. 3619. Report of the Committee on Finance for May 28th, 1935, transmitting an ordinance and several resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3518. An Ordinance entitled, "An Ordinance amending a portion of Section 80, Department of Public Works of Ordinance No. 376, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Kane

Demmler Magee

Evans McArdle

Gallagher Garland (Pres't)

Huston

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3516. Resolution authorizing the issuing of a warrant in

favor of Joseph Hagosky and Mary Hagosky, in their own right and as parents and next friend of Dorothy Hagosky, a minor daughter six years old, of 91 Barry street, South Side, Pittsburgh, Pa., in the sum of \$300.00, in full settlement of their claim against the City for personal injuries sustained to their minor child on January 25, 1935, on the sidewalk in front of 91 Barry street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3521. Resolution authorizing the issuing of a warrant in favor of Larura Carman, widow, C/o Mrs. Mazie Cox, 30 Boggs avenue, Pittsburgh, Pa., in the sum of \$225.00, in full settlement of her claim against the City for personal injuries sustained on November 29, 1934, on Ruth street opposite South Hills High School, City and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3511. Resolution authorizing and directing the City Controller to transfer the following in the Bureau of Water Accounts:

From

Code Account	(Cont. 3855	\$7,000.00
1770. Electric-	(	5310 4,000.00
ity. \$12,300.00	(	5311 900.00
	(	3023 400.00
		\$12,300.00

To Code Account

1769, Gas, Contract 3026	\$12,300.00
--------------------------	-------------

In Finance Committee, May 28, 1935, Read and amended by inserting after the item "Code Account 1770, etc." the words "1777, Wages, Temporary Employees, Distribution, Division, \$1,350.00," and by adding at the end of the resolution, the words "1775, Salaries, Regular Employees, Distribution Division, \$1,350.00," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle also presented

No. 3620. Report of the Committee of Finance for May 29th, 1935, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3513. Resolution authorizing and directing the City Controller to transfer the sum of \$3200.00, set aside in Bond Fund 118-17, Improvement of Public Areas, to Bond 118-16, Repair and Improvement of Parks.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 3621. Report of the Committee on Public Works for May 28, 1935, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 888. Resolution authorizing and directing the Mayor to sign

on behalf of the City of Pittsburgh, a consent petition for the erection of a gasoline service station on property of Archibald B. Charles, Trustee, at Southeast corner of Braddock avenue and Forbes street; the City being the owner of property within 80 feet of said service station, known as Frick Park.

Which was read.

Mr. Kane moved.

That the resolution be laid on the table in order that the interested parties may have a conference.

Which motion prevailed.

Mr. Demmler presented

No. 3622. Report of the Committee on Public Service and Surveys for May 28, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3500. An Ordinance entitled, "An Ordinance fixing the width and position of the roadways and sidewalks, providing for slopes, parking, retaining walls and steps, and establishing the grade of Merrimac street, from Virginia avenue to Woodruff street and Omaha street."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council

cil being in the affirmative, the bill passed finally.

Mr. Anderson presented

No. 3623. Report of the Committee on Public Safety for May 28, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

No. 3538. An Ordinance entitled, "An Ordinance prohibiting unnecessary loud noises from aeroplanes flying over the City of Pittsburgh; prohibiting dropping, throwing or discharging therefrom ballast, instruments, tools, advertising matter or any other material, and prohibiting such flying over the City as will endanger property and persons."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 3624.

CITY OF PITTSBURGH
OFFICE OF THE MAYOR

May 29, 1935.

To the President and
Members of City Council.

Gentlemen:—

I am returning Bill No. 2932, without my approval, for the reason that the Allegheny County Authority, which is to have control of this bridge, is very uncertain as to its existence and, under the agreement by which the Federal Government advances money to said Allegheny County Authority, if the tolls charged upon the bridge are not sufficient to meet the charges and the money required to pay back the loan, the Colonial Trust Company as Trustee for the bondholders might take it over and thus have control of that part of the city which constitutes the approaches to the bridge.

I think it a very bad policy to permit tolls to be charged upon the bridges and tunnels and highways coming into the city. It will check the growth of the city, destroy our land values and prevent our growth as a merchandising center. If the people of this community must pay for these bridges and tunnels, it would be far better for either the County or the City to issue bonds and pay for them out of revenues derived from our land values than to put this burden upon the industries of the city. These bridges and tunnels will add value to the part of the city which they serve and these locations should certainly pay their share of the taxes for developing the improvement and maintaining it. If the system of tolls is put into effect, these values will not be recaptured and a tremendous burden will be placed upon the business of this section.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

Also

Bill No. 2932. An Ordinance entitled, "An Ordinance evidencing the consent of the City of Pittsburgh to the entry upon and use by Allegheny County Authority of portions of the North Wharf of the Monongahela river opposite West street in the Borough of Homestead, Murray avenue, Steelview avenue, Desdemona street, Imogene street and other streets and highways between Hazelwood avenue, Beechwood boulevard and Second avenue, for the purposes of constructing and maintain-

ing a bridge across the Monongahela river from the City of Pittsburgh to within the Borough of Homestead and approaches thereto, in conformity with a certain plan; prescribing the terms and conditions of such consent, entry and use; providing for the ultimate conveyance of said highway bridge to the County of Allegheny, and providing for the enactment by the City of Pittsburgh of any and all legislation necessary to make effective such consent, terms, conditions, entry and use, and necessary or desirable for the purposes of acquiring by Allegheny County Authority of certain land in connection therewith, and where necessary or desirable, to require all public service companies, public utilities and private parties, at their own expense, to make all changes that may be necessary of and in relation to the property and facilities respectively owned by them."

In Council, May 22, 1935, Bill read, committee amendments agreed to, rule suspended, read a second time and amended by striking out in Section 11, the words "subject to the provisions of law and the Loan Agreement and Trust Indenture", and as amended agreed to on second reading, read a third time and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs:

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

When the name of Mr. Demmler was called, he arose and said,

Mr. President:—

I agree with the Mayor, and I believe it is very bad policy to permit tolls to be charged on bridges, tunnels or highways leading into the City, but I do not believe anything is to be gained by voting in opposition. I will vote to override the Mayor's Veto.

Ayes 9. Noes none.

And there being two-thirds of the votes of council in the affirmative, the

bill became a law notwithstanding the objections of the Mayor.

Also

No. 3625.

City of Pittsburgh,
Office of the Mayor

June 4, 1935

To the President and Members
of City Council.

Gentlemen:—

In view of the fact that you have taken no action on the appointment of Robert C. Bowers to the position of Member of the Board of Adjustment, which I consider tantamount to a rejection, I am withdrawing his name from further consideration of your Honorable Body.

Respectfully yours,

Wm. N. McNair,

Mayor.

Which was read, received and filed.

Also

No. 3626.

City of Pittsburgh,
Office of the Mayor

June 4, 1935

To the President and Members
of City Council.

Gentlemen:—

In view of the fact that you have taken no action on the appointment of Robert C. Bowers to the position of Member of the City Planning Commission, which I consider tantamount to a rejection, I am withdrawing his name from further consideration of your Honorable Body.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

Also

No. 3627.

City of Pittsburgh,
Office of the Mayor

June 4, 1935

To the President and Members
of City Council.

Gentlemen:—

In view of the fact that you have taken no action on the appointment of Samuel V. Spry as a Member of the Board of Property Assessors, which I consider tantamount to a rejection, I am withdrawing his name from further

consideration of your Honorable Body.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

Mr. Magee presented

No. 3628. Resolved, That the Council of the City of Pittsburgh favors the construction by the Federal Government of a through route waterway, or canal, connecting the Ohio river near Rochester, Pennsylvania, with Lake Erie at or near Ashtabula, Ohio; And, be it further

Resolved, That the Hon. Joseph F. Guffey and Hon. James J. Davis, United State Senators of Pennsylvania, be and they are hereby requested to urge the adoption of the provisions in H. R. Bill 6732, set forth on page 10 of the printed copy of said bill as follows:

"Beaver and Mahoning Rivers, Penn-

sylvania and Ohio, also Document Numbered 277, Seventy-third Congress." Which was read.

Mr. Magee moved

The adoption of the resolution.

Mr. Kane moved

That the resolution be referred to the proper committee (Committee on Public Service and Surveys) in order to give all interested persons a hearing.

Which motion prevailed.

(Mr. Magee voting NO.)

Mr. McArdle moved

That the Minutes of Council of Monday, May 27th, 1935, be approved.

Which motion prevailed.

And on motion of Mr. Huston

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, June 10, 1935

No. 26.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, June 10, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

Mr. Anderson presented

No. 3629. An Ordinance providing for the establishment of official pounds to which vehicles wrecked, abandoned, or illegally parked on the streets, highways, or public property of the City of Pittsburgh may be removed, directing the removal of such vehicles to said pounds, fixing the charges for towing or conveying such vehicles to said pounds and for storage or detention therein, authorizing the

purchase of necessary towing equipment, and authorizing the rental or partial rental of storage garage or garages for the storage of vehicles impounded.

Which was read and referred to the Committee on Public Safety.

Mr. Evans presented

No. 3630. Resolution authorizing and directing the City Controller to transfer the sum of \$3,500.00 from Code Accounts to Code Account No. 1485, Demolition of Condemned Buildings, Bureau of Building Inspection, Department of Public Safety.

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3631. Communication from Rev. W. H. Moore, Chairman, Hazelwood Community Council, urging favorable action on their request for a swimming pool in the neighborhood.

Which was read and referred to the Committee on Public Works.

Mr. Kane presented

No. 3632. Resolution authorizing the issuing of a warrant in favor of James C. Charlesworth in the sum of \$124.00, in full settlement of claim against the City of Pittsburgh for damage caused to his automobile when struck by a fire truck belonging to the City on Rural street, March 30, 1935, and charging the same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Also

No. 3633. An Ordinance authorizing the Mayor and the Director of

the Department of Public Works to advertise for proposals and to award a contract or contracts for the installation of a new wire basket checking system with racks for clothing and turnstiles for control of admission fees, and authorizing the setting aside of Six Thousand Five Hundred (\$6,500.00) Dollars for the payment of the cost of said work from Code Account No. _____ for the Carnegie Lake Swimming Pool in Highland Park.

Also

No. 3634. An Ordinance modifying the terms of the Contract between the Tri-State Culvert Company and the City of Pittsburgh, Mayor's Office Contract No. 10284, File No. 479, for the furnishing of top soil to the Department of Public Works for use on Unemployment Relief Projects.

Also

No. 3635. An Ordinance authorizing and directing the grading, paving, curbing and otherwise improving of Merrimac street, from Virginia avenue to Woodruff street, and of the portion of Merrimac street that forms a connection to Omaha street, including the laying and relaying of water lines, the construction of steps connecting the two roadways of Merrimac street and the laying of sidewalk pavements on the portion thereof for which the City is obligated to pay the cost therefor, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Also

No. 3636. An Ordinance authorizing and directing the placing of sand and gravel filling over the 48" steel water pipe line across the Allegheny River at Twenty-Sixth street and appurtenant work, and setting aside the sum of one thousand five hundred (\$1,500.00) dollars from Code

Account No. _____ for the payment of the cost and expense thereof and providing for the letting of a contract or contracts therefor.

Also

No. 3637. An Ordinance authorizing and directing the construction of public sewers on private properties known as Lots Nos. 10 to 15 inclusive, in the Sarah M. Phillips Plan of Lots, reputed to be owned by Mary McQueenie or her heirs, Joseph Kinchius, et ux, Marcus Schultis, and the City of Pittsburgh, and on private property of D. A. Lyons in connection with the improvement of Sophia Evert Playgrounds No. 1 and providing for the adjudication of damages occasioned thereby.

Also

No. 3638. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of Rhine street, from Iten street to Buente street, and authorizing the setting aside of the sum of Twenty-six Thousand (\$26,000.00) Dollars for the payment of the cost of said work and Fifteen Hundred (\$1,500.00) Dollars for payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Twenty-seven Thousand Five Hundred (\$27,500.00) Dollars, from Code Account _____

Also

No. 3639. Petition for opening and scraping and covering with cinders Neeb street, from Winterburn street to Lydia street; also cross intersections at Nantasket, Hoosac, Coleman and Lydia streets.

Also

No. 3640. Petition for the grading and paving of Ryollite way (street), between Reyner way and south line of H. A. France Plan.

Also

No. 3641. An Ordinance authorizing and directing the grading and paving of Ryollite way (street), from Reyner way to the south line of the

H. A. France Plan of Lots, and the construction of a public sewer for the drainage thereof extending along Reynier way to a connection with the existing sewer on Mellon street including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3642. Petition for elimination of No Parking provision on Federal street between the hours of 8:00 and 9:00 A. M. and between 4:30 and 6:00 P. M.

Which was read and referred to the Committee on Public Safety.

Mr. McARDLE presented

No. 3643. Resolution authorizing and directing the City Controller to make the following transfer of funds within the code accounts of the Bureau of Highways & Sewers, Department of Public Works:—

FROM CODE ACCOUNT

No. 1622, Wages, April to June, Cleaning Highways, \$2,200.00

No. 1644, Wages, April to June, Boardwalks & Steps, 500.00

TO CODE ACCOUNT

No. 1631, Wages April to June, Repairing Highways, \$1,500.00

No. 1637, Wages, April to June, Cleaning & Repairing Sewers & Sewer Drops, 1,200.00

Also

No. 3644. Amending a portion of Section 5, Bureau of Recreation, of an Ordinance entitled, "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year beginning January 1, 1935", approved December 29, 1934.

Also

No. 3645. Resolution authorizing the issuing of a warrant in favor of Emma Zeok, 410 Kaercher street, City, in the sum of \$181.00, in full settlement of her claim against the City of Pittsburgh for personal injuries sustained January 19, 1935, on Kaercher street near Greenfield avenue, City, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 3646. Resolution authorizing and directing the City Controller to transfer the sum of \$2800.00 from Code Account No. 1443-A-1, Salaries, Regular Employees, to Code Account No. 1452, Item F, Equipment and Machinery, Bureau of Police, Department of Public Safety.

Also

No. 3647. Communication from the Department of Public Works submitting proposal from J. H. Hillman, Jr., to sell to the City of Pittsburgh a vacant lot adjacent to the Bailey avenue entrance to Grandview Park for \$5,000.00.

Which were severally read and referred to the Committee on Finance.

Also

No. 3648. Communication from R. H. Williams, 607 Grandview avenue, recommending the placing of a Traffic Stop Sign at the intersection of Grandview avenue and the Mount Washington roadway.

Which was read and referred to the Committee on Public Safety.

The Chair presented

No. 3649. Communication from Percy M. Beckett, 713 N. Euclid avenue, complaining of assessment on his property at 7046 Penn avenue.

Also

No. 3650. Resolution authorizing and directing the proper City authorities to exonerate Joseph Sabol from any charge for taxes, water rents, penalty, interest and cost against his

property at 25 Acorn street, 15th Ward, for the year 1926, and to credit the said Joseph Sabol with the sum of \$37.66 against any taxes or water rent now due the City of Pittsburgh or that may become due from the said Joseph Sabol.

Also

No. 3651. Communication from the Factory Products Co. relative to conditions at Schenley Park Tourist Camp and complaining that the charge of 50 cents a day is excessive for facilities offered.

Also

No. 3652. Communication from Southard Hay, Director, Department of Welfare, relative to ordinance submitted increasing the compensation of the steward and reducing the compensation of the chef at the City Home and Hospital at Mayview.

Also

No. 3653. Communication from Wm. H. Colvin, Esq., relative to claim of Mrs. Mary B. Frazier for damages by reason of being struck by a police motorcycle on November 9, 1928, at Penn and Negley avenues.

Also

No. 3654. Communication from Hon. George H. Lysle, Mayor of McKeesport, inviting the members of Council to attend a picnic sponsored by H. H. Renziehausen, on Wednesday, June 12th, 1935, in Renziehausen Park.

Also

No. 3655. Communication from the Civic Club of Allegheny County expressing regret for the action of the Mayor and Father Tkach in connection with the replacement of Mr. Winters Haydock on the Transit Commission.

Which were severally read and referred to the Committee on Finance.

Also

No. 3656. Communication from the Duquesne Brewing Company in re resurfacing of Josephine street from S. 22nd Street to S. 23rd Street.

Also

No. 3657. Communication from Grace Episcopal Church, Bertha &

Sycamore streets, asking whether or not anything can be done to repair Bertha and Sycamore streets.

Also

No. 3658. Communication from Ray Ecker, 35 River road, Blawnox, Pa., requesting an extension of four months on his contract for wrecking the Montrose Pumping Station, which expires June 7th, 1935.

Also

No. 3659. Petition of property owners and residents on Holt street, 16th Ward, inquiring into necessity for retaining wall constructed by Federal forces.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3660. Communication from Wm. Kaufman, Special Asst. City Solicitor, relative to meeting with the Public Service Commission.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3661. Communication from the Mt. Washington Board of Trade asking for a hearing with Council to discuss street improvements on Mt. Washington.

Which was read and referred to the Committee on Public Works, and hearing arranged for Wednesday, June 12, 1935, at 1:30 P. M.

Also

No. 3662. Communication from Miller Motor Co., 2633 West Liberty avenue, relative to parking conditions on West Liberty avenue.

Which was read and referred to the Committee on Public Safety.

Also

No. 3663. Communication from George Smith, 6646 Primo street, asking consent to the opening of a refreshment stand in Highland Park on the road opposite the swimming pool.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 3664. Communication from the Women's Community Circle of Calvary M. E. Church, Beech and Allegheny avenues, protesting against the erection of the North Side Incinerator Plant.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 3665. Communication from Hon. Herman P. Eberharter, member of the House of Representatives, relative to legislation pending in the State Legislature permitting the City of Pittsburgh to issue short term promissory notes.

Which was read, received and filed.

Also

No. 3666. Communication from Henry Tranter, Chairman, City Transit Commission, requesting that no interference with or removal of the files of the Department of City Transit, now in the office of the President of Council, be permitted until certain questions regarding the Commission are settled.

Which was read, received and filed.

Mr. Gallagher (by request) presented

No. 3667. An Ordinance amending a portion of Section 34, Mayview City Home and Hospital, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935, and the several amendments thereof and supplements thereto.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 3668. Report of the Committee on Finance for June 4th, 1935, transmitting sundry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3586. Resolution authorizing and directing the City Controller to transfer the following amounts, to wit:

From Code Accounts

1908	Salaries, Women and Children,	\$ 2,730.00
1909-1	Wages Temporary, Women and Children,	1,690.00
1915	Wages, Men and Boys,	221.20
1915-1	Wages Temporary, Men and Boys,	1,351.60
		\$ 5,992.80

To Code Accounts

1909	Wages, Women and Children,	\$ 3,262.80
1914	Salaries, Men and Boys,	2,730.00
		\$ 5,992.80

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3587. Resolution authorizing and directing the City Controller to transfer the sum of \$60.00 from Code Account No. 1099, Salary Regular Employees Civil Service Commission, to Code Account No. 1100, Miscellaneous Services Civil Service Commission.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being

taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3590. Resolution authorizing the Director of the Department of Public Works to grant a leave of absence with full pay for the months of June and July, 1935, to Mr. I. Chas. Palmer, Assistant Division Engineer, Bureau of Engineering.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3585. Resolution authorizing and directing the City Controller to transfer the sum of \$600.00 from Code Account Account No. to Code Account No.

In Finance Committee, June 4, 1935, Read and amended by inserting in first blank space the words "1256, Wages, Regular Employees Bureau of Sanitation," and in the second blank space the words "1525, Supplies, Photographic Division," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also, with a negative recommendation,

Bill No. 3591. Resolution authorizing, empowering and directing the Mayor, City Solicitor and Director of the Department of Public Works to enter into a written sub-lease with Richard H. Shafer, trading as Ohio Road Improvement Company of Columbus, Ohio, from June 1st, 1935, until February 28, 1939, for property known as North Side Asphalt Plant.

Which was read.

Mr. McArdle moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Kane presented

No. 3669. Report of the Committee on Public Works for June 4th, 1935, transmitting sundry ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3560. An Ordinance entitled, "An Ordinance amending the portion of Section 4 of Ordinance No. 295, approved November 3, 1934, enti-

tled, 'An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to carry out Unemployment Relief Projects in conjunction with the Relief Work Division of Allegheny County, and designating the location for certain construction projects,' that relates to the construction of a sewer on Ashby street and an Unnamed way, by providing that said sewer shall be constructed on private property of the Terminal Coal Company and said Unnamed way."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3561. An Ordinance entitled, "An Ordinance fixing the location of a portion of the Streets Run Sanitary Trunk Sewer which extends through the private property of S. Baquet and C. Baquet, from Calera street to Ganges Way, and appropriating therefor an easement over said property, and providing for the adjudication of damages occasioned thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3563. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a public sewer on the private property of the Buhl Foundation, from a point at or near the property line of the City of Pittsburgh at Olympia Park to a point approximately 45 feet north of the property line of M. A. Stout, and for the reconstruction of a public sewer from a point 45 feet north of the property line of M. A. Stout, through the property of the Buhl Foundation and of M. A. Stout, approximately 85 feet, to an existing manhole located on the property of said M. A. Stout, including as may be necessary the excavation of exploratory test holes, and authorizing the setting aside of the sum of Sixteen thousand eight hundred (\$16,800.00) dollars for the payment of the cost of said work, and Twelve hundred (\$1200.00) dollars for the payment of engineering expenses including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Eighteen thousand (\$18,000.00) dollars from Bond Fund No. 122, General Improvement Bonds, 1934."

Which was read.

Mr. Kane moved

A suspension of the rule to

allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3564. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to carry out additional work on Unemployment Relief Projects now authorized in conjunction with the Local Works Division of Allegheny County."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3566. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of stone and concrete walks, at both the Beechwood boulevard and the Homewood and Reynolds street entrances into Frick Park, and providing for the payment of the cost thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3567. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Playground Equipment for the Bureau of Recreation, and providing for the payment thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3568. Resolution authorizing and directing the Director of the Department of Public Works to prepare and submit to the Local Works Division of the Federal Emergency Relief Board an application for an Unemployment Relief Project for furnishing engineering, surveying, designing and drafting forces as may be necessary for the preparation of plans and estimates for new Unemployment Relief Projects.

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3562. An Ordinance entitled, "An Ordinance authorizing and directing the construction of public sewers on the private property of M. McQueenie, J. Kinchius, et ux., M. Schultis and D. A. Lyons, in connection with the improvement of Sophia Evert Playgrounds No. 1, and providing for

the adjudication of damages occasioned thereby.

Which was read.

Mr. Kane moved

That the bill be recommitted to the Committee on Public Works.

Which motion prevailed.

Mr. Demmler presented

No. 3670. Report of the Committee on Public Service and Surveys for June 4, 1935, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3555. An Ordinance entitled, "An Ordinance refixing the width and position of the roadway and sidewalks of Butler street, from a point 181.20 feet east of Livonia street to the Heth's Run bridge, providing for slopes, parking, retaining walls and steps, and re-establishing the grade thereof from a point 181.20 feet east of Livonia street to the easterly intersection of Baker street."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)

Huston

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3628. RESOLVED.

That the Council of the City of Pittsburgh favors the construction by the Federal Government of a through route waterway or canal connecting the Ohio river near Rochester, Pa., with Lake Erie at or near Ashtabula, Ohio;

And, be it further

RESOLVED, That the Hon. Joseph F. Guffey and Hon. James J. Davis, United States Senators of Pennsylvania, be and they are hereby requested to urge the adoption of the provisions in H. R. Bill 6732 set forth on page 10 of the printed copy of said bill as follows:

"Beaver and Mahoning rivers, Pennsylvania and Ohio; House Document numbered 277, Seventy-third Congress."

In Public Service and Surveys Committee, June 4th, 1935, Read and amended by striking out the balance of the resolution, beginning with the words "And, be it further, Resolved," and ending with the words "Seventy-third Congress," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Anderson presented

No. 3671. Report of the Committee on Public Safety for June 4th, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation, as amended.

Bill No. 3223. An Ordinance entitled, "An Ordinance regulating the construction, equipment, maintenance, operation and inspection of elevators; providing for the issuing of permits, certificates of operation and inspection certificates therefor; fixing fees for the said permits and certificates; granting certain authority and imposing certain duties upon the Superintendent of the Bureau of Building Inspection and inspectors in the employ of the said Bureau; and providing penalties for violation of the provisions of this ordinance."

Which was read.

Mr. Anderson moved

That the bill be recommitted to the Committee on Public Safety.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Evans at this time obtained leave and presented

No. 3672. An Ordinance regulating signs, barber poles, marquis, awnings and canopies; providing for the inspection thereof; providing for the issuing of erection permits and maintenance and inspection certificates therefor; providing for registration of persons, firms and corporations engaged in the business of Out-door Advertising; fixing fees for said permits, certificates and registrations, and providing penalties for the violation of the provisions of this ordinance.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 3673. RESOLVED, That the President of Council appoint a Committee of three for the purpose of continuing consideration and study of the pension systems of the City of Pittsburgh, with authority to confer with the Economy League and rep-

representatives of the various pension systems of the City and other interested parties, and make such recommendations to Council from time to time as the Committee may see fit.

Which was read.

Mr. McArdle moved

The adoption of the resolution.
Which motion prevailed.

Also

No. 3674. WHEREAS, The Ancient Order of Hibernians of Allegheny County have extended to the Honorable Michael MacWhite, Minister of the Irish Free State to the United States of America, an invitation to be their Guest of Honor on the occasion of their Annual Reunion, to be held on June 22, 1935; and,

WHEREAS, The City of Pittsburgh desires to supplement this invitation by extending to the Honorable Michael MacWhite an official invitation to be its guest on this auspicious occasion and to urge his acceptance of the invitation tendered, Therefore, be it

RESOLVED, That the Mayor and Council of the City of Pittsburgh, in behalf of the City, do hereby extend to the Honorable Michael MacWhite, Minister of the Irish Free State to the United States, a cordial invitation to come to this City on Saturday, June 22, 1935, as the guest of the City of Pittsburgh and the Ancient Order of Hibernians; and the Mayor and the President of Council be directed to extend to him this invitation, and that on the occasion of his visit, at a time to be arranged, present to him, in behalf of the City, an engrossed copy of these resolutions as an evidence of the City's welcome to him and its good will toward the Country he represents, and that the members of Council be present at such occasion.

Which was read.

Mr. McArdle moved

The adoption of the resolution.
Which motion prevailed.

The Chair presented

No. 3675.

Office of the Mayor,
Pittsburgh, June 6, 1935.
To the Honorable, the Council of the
City of Pittsburgh:

Referring to Bill No. 2301, entitled, "An Ordinance requiring all police officers of the City of Pittsburgh to make charges and bring information in certain cases before the Police Magistrate known as the Morals Court Magistrate," enacted by your Honorable Body May 27, 1935, I herewith return the same to the Council DISAPPROVED, for the reason that such Ordinance is a reenactment, word for word, of an Ordinance of the City of Pittsburgh approved March 18, 1918, which has been effective and in force since such date and has not been repealed.

This fact has probably been overlooked by the Council and under the circumstances the Ordinance herewith returned to you is unnecessary, and, doubtless, the Council under such circumstances will consign it to oblivion.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

Also

Bill No. 2301. An Ordinance entitled, "An Ordinance requiring all police officers of the City of Pittsburgh to make charges and bring information in certain cases before the Police Magistrate known as the Morals Court Magistrate."

In Council, May 27, 1935, Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. Demmler arose and said:

Mr. President:— This bill was introduced in Council at the request of the Penal Affairs Committee.

At the time the "Suspicious Persons" ordinance was repealed, the other provisions of the ordinance, that certain offenders should be brought before the Morals Court Magistrate for hearing, were also repealed.

It is declared by the Mayor that this ordinance is a duplication of an earlier

ordinance still in effect, and the Mayor is upheld in his contention by the Law Department.

This is not true as there are several new phrases in the new ordinance which were different from those in the old ordinance and there are also some additions.

Therefore, in order to clear the record, I think Council should pass this ordinance, notwithstanding the veto of the Mayor.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

The *Chair* also presented

No. 3676.

City of Pittsburgh,
Office of the Mayor

June 5, 1935.

To the President and Members
of City Council.

Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, H. H. Rankin, 7012 Reynolds street, to the position of Member of the Board of Property Assessors and would ask for an immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR,
Mayor.

Which was read.

Mr. Kane moved

That the communication be referred to the Committee on Finance.

Mr. Kane said:

Mr. President:—Remarking on the motion, the right of the Council to refer papers, such as this, to Committee has been questioned by the Chief Executive.

I think it is within the rights of Council to determine its own policy.

The Council is not answerable to any person except the people of Pittsburgh.

If we change our policy at this late date, it would put the Council in the position of acceding to the wish of the Mayor. I for one will not be coerced by him or anyone else.

Therefore, we should proceed as we have in the past and refer this communication to committee for consideration and action.

And the question recurring, "Shall the communication be referred to the Committee on Finance?"

The motion prevailed.

Mr. Magee moved

That Mr. Rankin be invited to appear before the Finance Committee tomorrow.

Which motion prevailed.

Also

No. 3677.

City of Pittsburgh,
Office of the Mayor
June 5, 1935.

To the President and Members
of City Council.

Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, Robert C. Bowers, 5711 Melvin street, to the position of Member of the Board of Property Assessors and would ask for an immediate confirmation of the same.

Respectfully yours,

Wm. N. McNair,
Mayor.

Which was read.

Mr. Demmler moved

That Council act on the appointment of Mr. Bowers at this time.

Mr. Demmler stated

That Mr. Bowers' name had been before Council before and the members have had an opportunity to make inquiries concerning him.

Mr. Anderson moved

That the communication be referred to the Committee on Finance.

Which motion prevailed.

(Mr. Demmler voting NO.)

Mr. Kane moved

That Mr. Bowers be asked to appear before the Finance Committee tomorrow.

Which motion prevailed.

The Chair stated

That the gentlemen would be notified to appear before the Finance Committee at 2 P. M.

Mr. Huston moved

That the minutes of Council of Tuesday, June 4th, 1935, be approved.

Which motion prevailed.

Mr. Kane moved

That Council adjourn.

The Chair:

Gentlemen:— A communication has just been received, and if there are no objections, it will be read.

Mr. McArdle arose and said:

Mr. President:— I raise the question that there is a motion before the body to adjourn.

The Chair

Courtesy should be shown the sender of the communication by receiving and acting on it.

Mr. McArdle:

I raise the question that a mo-

tion to adjourn is not debatable.

Speaking on the question of courtesy, I want to say that I am more concerned about the rights of Council than I am about extending courtesy to persons who do not practice it.

I am convinced that the sender of the letter had had plenty of time to get it in.

This body should not be put in the position where anyone can stand on the side lines and dictate Council's policy with relation to the questions brought before it.

If anybody has any business to transact with Council, it ought to be done in the regular, dignified way. Therefore, Council should stand on its rights and demand that courtesy be shown it.

I don't know where this letter came from. It does not come here today because of lack of time not having been provided for bringing it in earlier. If we accept this communication at this time, we will encourage this method of transacting business before the Council.

The Chair

The motion is to adjourn. The question is not debatable.

And the question recurring on the motion to adjourn.

The motion prevailed.

And Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, June 17, 1935

No. 27.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, June 17, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

Mr. Anderson presented

No. 3678. Communication from Pasquale Navarro asking for a hearing before Council relative to erection of advertising sign in front of commercial properties located at the corner of Paulson avenue and Navarro street.

Which was read and referred to the Committee on Public Safety, and hearing arranged for Thursday, June 20, 1935, at 2:30 o'clock, P. M.

Also

No. 3679. Communication from the Department of Public Safety advising of institution of 60-day trial of One Hour Parking 9:30 A.M. to 6:00 P. M. on Penn avenue, between Twelfth and Thirteenth streets, northerly side.

Which was read, received and filed.

Mr. Evans presented

No. 3680. Resolution authorizing the City Solicitor to enter satisfaction of record of claim of Genevieve Leahy against Dominic Navarro for injuries received by falling on sidewalk in front of property owned by said Dominic Navarro on the easterly side of North Negley avenue near the intersection of Broad street, City.

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3681. Petition for the improvement of Herrod, Danley, George streets and Lakewood avenue, 20th Ward.

Which was read and referred to the Committee on Public Works.

Mr. Huston presented

No. 3682. Communication from the Department of Public Health protesting against transfer of funds from Code Account 1256, Wages, Bureau of Sanitation, to code accounts in other departments.

Which was read and referred to the Committee on Finance.

Also

No. 3683. Report of the Department of Public Health showing amount of garbage and rubbish removed during the month of May, 1935.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Kane presented

No. 3684. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, by changing the Zone Map, Sheet Z—O—E30, so as to change from a Fourth Area District to a Fifth Area District all that certain property fronting on the northerly side of Covode street from a point 256.8 feet east of Murdoch street to a point 456.8 feet east of Murdoch street and preserving a uniform depth of 115 feet.

Also

No. 3685. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, by changing the Zone Map, Sheet Z—O—W—15, so as to change from a "B" Residence Use and Second Area District to a Commercial Use and Third Area District all that certain property bounded by Baldwin road, Noblestown road and the easterly line of property of Charles H. Haudensfield.

Also

No. 3686. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, by changing the Zone Map, Sheet Z—N10—O, so as to change from a "B" Residence Use and First Area District to a Commercial Use and Fourth Area District all that certain property at the northwest corner of Brighton road and Ridge avenue, having a frontage of 50.0 feet on Brighton road and 198.0 feet on Ridge avenue.

Also

No. 3687. Communication from Caroline B. Taylor, 980 Becks Run road, asking that the run be cleaned out.

Also

No. 3688. Communication from Frank Lucchino asking that Naylor street, from Levene street to Boundary street, be scraped and covered with cinders.

Also

No. 3689. Communication from the Department of Public Works asking permission for George A. Schambach of the Bureau of Water to witness calibration test of water meters at Los Angeles, California.

Also

No. 3690. Communication from H. W. Jones, 1612 Seaton street, in petition of Rodgers, Hobson street, Brookline, to move a garage.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3691. Resolution authoriz-

ing and directing the City Controller to transfer the sum of \$700.00 from Appropriation No. 1903, Calcium Chloride, to Appropriation No. 1905, Materials, Grounds and Buildings, Division of Recreation.

Also

No. 3692. Resolution authorizing the Mayor and the Director of the Department of Public Works to appoint the Bove Realty Company to act as the City representative in the renting and selling of City-owned property.

Also

No. 3693. Resolution accepting the offer of the Executors and Trustees, Fidelity Trust Company and Henry H. Renziehausen, under the Will of Frederick C. Renziehausen, to convey by deed of gift to the City of Pittsburgh certain property in the 27th Ward situate on Marshall avenue for playground purposes, to be known as Sophia Evert Playground No. 3.

Which were severally read and referred to the Committee on Finance.

Also

No. 3694. An Ordinance widening Baker street, in the 10th Ward of the City of Pittsburgh, at the easterly intersection of Butler street, at the first curve south of Butler street and at the intersection of Jancey street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof.

Also

No. 3695. An Ordinance accepting the dedication of certain property in the 15th Ward of the City of Pittsburgh for public use for highway purposes, opening and naming the same Winterburn avenue, and establishing the grade thereof.

Also

No. 3696. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the grading, regrading, paving, repaving, curb-

ing, recurring and otherwise improving Protective place at the first angles north and south of Centre avenue and Wylie avenue, respectively, and authorizing the setting aside of the sum of Twelve Hundred (\$1200.00) Dollars for the payment of the costs of said work from Code Account 1553, General Repaving.

Also

No. 3697. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to carry out and to complete an Unemployment Relief Project in conjunction with the Local Works Division of Allegheny County, for the construction of open air bear pits and drainage improvements at Highland Park Zoo, and authorizing the payment of such costs as may not be assumed by the Local Works Division, and authorizing the setting aside of the sum of Thirty-six Thousand (\$36,000.00) Dollars from Bond Fund 122, General Improvement Bonds, 1934.

Also

No. 3698. An Ordinance appropriating the sum of Forty-five Hundred (\$4500.00) Dollars from the proceeds of the sale of bonds authorized by Ordinance No. 182, approved June 30, 1934, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One Million Five Hundred Thousand (\$1,500,000.00) Dollars and providing for the issue and sale of bonds of said City in said amount to provide funds (including engineering and other necessary expenses) for general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, and such other public works as may be designated by Council, all of which come under the jurisdiction of the Department of Public Works, and providing for the redemption of said bonds and for the payment of interest thereon", said bonds being known and designated as "General Improvement Bonds, 1934", Bond Fund No. 122, for the payment

of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and supervision (including engineering expenses), the labor to be provided from among the unemployed, for the construction and/or reconstruction of boardwalks and steps of the City of Pittsburgh, in the Department of Public Works.

Also

No. 3699. Resolution authorizing the Mayor and the Director of the Department of Public Works to grant to the Pittsburgh Zoological Society permission to operate a Refreshment Concession at the Highland Park Zoo for an indefinite period, at the rate of \$1.00 per year, with the understanding that the Zoological Society shall furnish and maintain a temporary building and shall manage or supervise a concession from which all net proceeds are to be used for the benefit of the Highland Park Zoo, said permission to be revocable by either party upon thirty (30) days written notice.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 3700. Resolution authorizing and directing the City Controller to transfer the sum of \$725.00 from Code Account 1270, Salaries, Regular Employees, to Code Account 1271, Miscellaneous Services, Bureau of Sanitation, for the purpose of paying street car fare.

Also

No. 3701. An Ordinance authorizing the Mayor and the City Controller to enter into a contract with the Burroughs Adding Machine Company for servicing of equipment.

Also

No. 3702. Resolution authorizing the issuing of a warrant in favor of Jennie Hosack, widow, 1106 Sheffield street, City, in the sum of \$150.00, in full settlement of her claim against the City of Pittsburgh for personal injuries sustained March 22, 1935, in West Park, City, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 3703. Resolution authorizing the issuing of a warrant in favor of Gust N. Pappas, 907 Middle street, N. S., City, in the sum of \$335.00, in full settlement of his claim against the City of Pittsburgh for personal injuries sustained June 19, 1933, on West North avenue, City, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3704. Resolution authorizing the issuing of a warrant in favor of Pauline Bracey and Bruce Bracey, her husband, 2615 Plainview avenue, Brookline, in the sum of \$325.00 in full settlement of their claim against the City of Pittsburgh for personal injuries sustained by Mrs. Bracey on August 2, 1934, on jumper boardwalk in the 1400 block on Dagmar street, City, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3705. Communication from John C. Rose relative to bringing new industries to the City of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Also

No. 3706. Remonstrance against proposed widening of the roadway of Merrimac street, between Grandview avenue and Virginia avenue.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 3707. Communication from Winters Haydock calling attention to continuance of LWD projects under his supervision.

Which was read, received and filed.

Also

No. 3708. Communication from Rev. Peter V. Tkach, Chairman, City Transit Commission, opposing abolition of the Commission.

Which was read, received and filed.

Also

No. 3709. Communication from Elwood C. Geer relative to proposal to rent stable in Schenley Park for riding academy.

Also

No. 3710. Communication from Elmira Evens, West View, Pa., asking for refund on building permit for building at 2219 East Street, North Side.

Also

No. 3711. Communication from J. R. Sheppard, Esq., in behalf of Lewis Park, 2447 Howard street, N. S., City, claiming damages by reason of overflow of water originating on and above Hackney street.

Also

No. 3712. Communication from Ella McHugh, 37 Ann Arbor street, West View, relative to tax delinquency of small property owners.

Also

No. 3713. An Ordinance authorizing the Mayor and the Director of the Department of Public Works for and in behalf of the City of Pittsburgh to lease to James and Martha Bordone a certain lot or piece of ground situate in the 32nd Ward of the City of Pittsburgh for the purpose of building a dwelling house thereon, and fixing the terms and rental therefor.

Also

No. 3714. An Ordinance authorizing the issuance of a warrant in payment for filter cloths for the Department of Public Works, without previous authority of Law, by National Valve & Manufacturing Company in the sum of \$200.75.

Which were severally read and referred to the Committee on Finance.

Also

No. 3715. Remonstrance of property owners against the proposal to use Grace street, 19th Ward, as a playground.

Also

No. 3716. Communication from the West End Board of Trade requesting a hearing on the matter of repaving Steuben street, 20th Ward.

Also

No. 3717. Communication from J. R. Sheppard, Esq., making claim for

damages done to property of Steve Bacigal, at 221 Four Mile Run road, 4th Ward, on August 9th, 1934, by overflow water which the sewer facilities in the neighborhood were unable to take care of.

Also

No. 3718. Communication from John D. Moffat, Esq., 509 Plaza building, requesting a re-survey of Koerner avenue, between Lafayette and Perrysville avenues, before a petition for the grading, paving and curbing is circulated.

Also

No. 3719. Communication from J. Noren, 344 Ophelia street, relative to the low curb at the corner of Ophelia street and Kennett square.

Also

No. 3720. Communication from Nick Hamas, 207 Ottis way, relative to having sewer laid on Ottis way.

Also

No. 3721. Communication from Fred Kilchenstein requesting that water line be laid to his property and home at 3448 Irma street, 26th Ward.

Also

No. 3722. Report of the Department of City Planning relative to recreation facilities of Playground, Athletic Field and Swimming Pool Systems in the City of Pittsburgh.

Also

No. 3723. Communication from the City Planning Commission asking for a hearing relative to recreation sites, athletic fields and swimming pools in the City of Pittsburgh.

Also

No. 3724. Communication from the City Planning Commission transmitting master plan showing recreational facilities of the City of Pittsburgh.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3725. Communication from

E. I. Clark, 1207 Porterfield street, N. S., Pittsburgh, Pa., relative to being employed to teach harmonica playing in the Bureau of Recreation during the summer.

Which was read and referred to the Committee on Public Works.

Also

No. 3726. Communication from M. Feigenbaum & Sons, 8-9 Diamond square, relative to the ban on parking in the downtown district, especially in Diamond square.

Also

No. 3727. Communication from Wm. Fisher, Fourth avenue Garage Co., relative to the towing of illegally parked cars on the streets of the City.

Also

No. 3728. Communication from A. C. Voageley, Mgr., Albert M. Greenfield & Co., Clark bldg., relative to parking restrictions on Liberty avenue in front of the Clark building.

Also

No. 3729. Communication from H. L. Walker, Box 6621, N. S., Pittsburgh, Pa., complaining of smoking in street cars.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 3730. Communication from Fred C. Baur, Traffic Court Magistrate, calling attention to the need for more employes at Traffic Court.

Also

No. 3731. Communication from S. J. Topley, Clerk of Courts, enclosing statement of account against the City of Pittsburgh.

Which were read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 3732. Report of the Committee on Finance for June 11, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3572. An Ordinance entitled, "An Ordinance repealing an ordinance entitled, 'An Ordinance creating an additional executive department in the City of Pittsburgh to be known as the "Department of City Transit";' approved July 11, 1935, and recorded in Ordinance Book, Volume 36, page 387."

Which was read.

Mr. Kane arose and said:

Mr. President:— Before final action is taken on Bill No. 3572—An Ordinance to repeal the ordinance creating the Department of City Transit, I wish to say that long before the controversy between Mr. Magee and Father Tkach developed I was on record as favoring the abolishment of this department.

Some time ago the Council repealed the bond ordinance to provide funds for the construction of a subway in Pittsburgh, and since that time the employees of the Department of City Transit have devoted their services in gathering information about underground utilities, etc., in the City. This service was augmented by white-collared workers supplied by the Local Works Division.

The only reason I voted to continue this work was to retain these white-collared workers in employment. Therefore, before final action is taken on Bill No. 3572, I would like to be reasonably assured that these workers will be continued in employment.

I am not interested in the controversy between these two gentlemen.

I understand there has been some discussion about transferring this activity to another bureau. Before voting to wipe out this department I would like to have some assurance that these people will be continued in the work they are now doing—namely, the completion of the "Survey of the Transportation System" in Pittsburgh. I understand that from 40 to 60 workers are engaged in this service.

I want to repeat, what I said before, that this Transit Commission should be abolished; but I want to be assured that those interested in the passage of the ordinance, or the Director of Pub-

lic Works Administration for Allegheny County, will provide for the continued employment of these relief workers, who are badly in need of work.

I understand there is some talk that this work can be done under another bureau. I would like to ask the Chairman of the Committee on Public Service and Surveys if I am correct.

Mr. Demmler arose and said:

In answer to Mr. Kane's question, I cannot say that the work of this entire Transit Commission can be carried on under what plans are being made. The question regarding the Pittsburgh Railways Company is still open, no definite action having been taken on this subject.

Mr. Kane said:

Mr. President:— I think that is one of the reasons why this matter should be decided before final action is taken to abolish the City Transit Department.

Mr. Demmler said:

If those people can be continued in employment, it will have to be taken up with the Relief Works Administration. I am not completely clear on the whole thing. I agree with you, Mr. Kane, that the Transit Commission should be abolished.

Mr. Evans arose and said:

Mr. President:— I talked with Mr. Laboon on the subject and he said the Local Works Division would carry on the work under any supervision the City would set up.

Mr. Kane moved

That the bill be laid over until the matter can be more thoroughly discussed at the meeting of the Public Service and Surveys Committee.

Which motion prevailed.

Also

Bill No. 3573. An Ordinance entitled, "An Ordinance creating a Utilities Bureau in the City Clerk's Office, defining its duties and establishing the number and character of employees, and providing their compensation."

Which was read.

Mr Kane moved

That the bill be laid over until after the meeting of the Public Service and Surveys Committee.

Which motion prevailed.

Also

Bill No. 3576. Resolution authorizing and directing the City Controller to transfer the sum of \$5,300.00 from Appropriation No. 42, Contingent Fund, to Appropriation No. 1002, Salaries, Regular Employees, City Clerk.

Which was read.

Mr. Kane moved

That the resolution be laid over until after the meeting of the Public Service and Surveys Committee.

Which motion prevailed.

Also

Bill No. 3580. An Ordinance entitled, "An Ordinance setting aside and appropriating the sum of \$2,000.00 from Bond Fund No. 109, Public Works Bonds, 1931, for necessary repairs to streets by the forces of the Bureau of Highways and Sewers, Department of Public Works."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3595. An Ordinance entitled, "An Ordinance amending and supplementing Section 82, Department of Public Works, of Ordinance No. 376, entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3667. An Ordinance entitled, "An Ordinance amending a portion of Section 34, Mayview City Home and Hospital, of an ordinance entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935, and the several amendments thereof and supplements thereto."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2987. An Ordinance entitled, "An Ordinance to provide for the licensing by the City Treasurer of vending slot machines and other lawful devices designed and used for amusement and entertainment, after application to and investigation by the Bureau of Police."

In Finance Committee, June 11, 1935, Read and amended in Section 1 by inserting, as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3582. An Ordinance entitled, "An Ordinance authorizing the entering into and letting of a contract or contracts for the furnishing of picnic stoves and combination tables and benches for various locations in the parks, and providing for the payment thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. McArdle moved

To amend the bill in Section 2, by inserting in blank space, the words "Bond Fund No. 122, General Improvement Bonds, 1934."

Which motion prevailed.

And the bill having been printed as amended, and placed on the members' desks, was agreed to on second reading, as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3650. Resolution exonerating Joseph Sabol, 25 Acorn street, from any charge for taxes, water rents, penalty, interest and cost for his property on Acorn street, 15th Ward, for the year 1926, and crediting him with the sum of \$37.66 against taxes or water rent now due the City or which may become due from Joseph Sabol; said Joseph Sabol having, by mistake, paid 1926 taxes and water rents of Joseph Sabo on property on Lytle street, same Ward, amounting to \$80.17, the proper amount on Mr. Sabol's property being \$42.51.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3594. Resolution authorizing and directing the City Controller to transfer the sum of \$1,200.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1798½, Salaries, Bureau of Parks.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.
 Anderson Kane
 Demmler Magee
 Evans McArdle
 Gallagher Garland (Pres't)
 Huston

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3357. Resolution authorizing and directing the City Controller to transfer the sum of from Code Account No. 1012, Councilmanic Savings Fund, to Code Account No. 1934-1, Federation of Social Agencies, Activities for Children in City Parks.

In Finance Committee, June 11, 1935, Read and amended by inserting in blank space, the amount "\$10,000.00" and by striking out the words "1012, Councilmanic Savings Fund," and by inserting in lieu thereof the words, "1443, Police, Salaries, Regular Employees," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.
 Anderson Kane
 Demmler Magee
 Evans McArdle
 Gallagher Garland (Pres't)
 Huston

Ayes 9. Noes none.

And a majority of the votes of Council

being in the affirmative, the resolution passed finally.

Also

Bill No. 3592. Resolution authorizing and directing the City Controller to transfer the sum of \$7400.00, as follows:

From Appropriation No. 1443, Salaries Regular Employees, Bureau of Police, \$7400.00

To Appropriation No. 1891, Salaries, Temporary Draftsmen, Conservatory repairs and improvements, \$2400.00

Appropriation No. 1892, Conservatory Supplies for Spring Flower Show, \$5000.00

In Finance Committee, June 11, 1935, Read and amended by striking out the words "of \$7400.00"; by striking out the amount "\$7400.00" after the words, "Bureau of Police," and by inserting in lieu thereof the amount "\$5000.00", and by striking out the words "No. 1891, Salaries, Temporary Draftsmen, Conservatory repairs and improvements, \$2400.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.
 Anderson Kane
 Demmler Magee
 Evans McArdle
 Gallagher Garland (Pres't)
 Huston

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation,

Bill No. 3632. Resolution authorizing the issuing of a warrant in favor of James C. Charlesworth in the sum of \$124.00, in full settlement of damages to his automobile by a fire truck on Rural street, March 30th, 1935, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3645. Resolution authorizing the issuing of a warrant in favor of Emma Zeck, 410 Kaercher street, City, in the sum of \$181.00, in full settlement of her claim against the City for personal injuries sustained January 19th, 1935, on Kaercher street near Greenfield avenue, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 3733. Report of the Committee on Public Works for June 12th, 1935, transmitting sundry ordinances to council.

Which was read, received and filed.

Also

Bill No. 3636. An Ordinance entitled, "An Ordinance authorizing and directing the placing of sand and gravel filling over the 48" steel water pipe line across the Allegheny river at Twenty-Sixth street and appurtenant work, and setting aside the sum of one thousand five hundred (\$1,500.00) dollars from Code Account No. for the payment of the cost and expense thereof, and providing for the letting of a contract or contracts therefor."

In Public Works Committee, June 12th, 1935, Bill read and amended in Section 3 and in the title by inserting in blank space, the words "42, Contingent Fund," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Kane moved

That the amendments of the Public Works Committee be agreed to. Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Kane moved

To amend the bill in Section 3

and in the title by striking out the words "No. 42, Contingent Fund" and by inserting in lieu thereof, the words "Bond Fund No. 115."

Which motion prevailed.

And the bill having been printed as amended and placed on the members' desks, was agreed to on second reading, as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3637. An Ordinance entitled, "An Ordinance authorizing and directing the construction of public sewers on private properties known as Lots Nos. 10 to 15 inclusive, in the Sarah M. Phillips Plan of Lots, reputed to be owned by Mary McQueenie or her heirs, Joseph Kinchius, et ux., Marcus Schultis, and the City of Pittsburgh, and on private property of D. A. Lyons in connection with the improvement of Sophia Evert Playground No. 1 and providing for the adjudication of damages occasioned thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agree-

ably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3641. An Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Riolite way (street) from Reyner way to the south line of the H. A. France Plan of Lots, and the construction of a public sewer for the drainage thereof extending along Reyner way to a connection with the existing sewer on Mellon street, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes in Council being in the affirmative, the bill passed finally.

Also, with a negative recommendation,

Bill No. 3562. An Ordinance

entitled, "An Ordinance authorizing and directing the construction of public sewers on the private property of M. McQueenie, J. Kinchius, et ux., M. Schultis and D. A. Lyons in connection with the improvement of Sophia Evert Playgrounds No. 1, and providing for the adjudication of damages occasioned thereby."

Which was read.

Mr. Kane moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Demmler presented

No. 3734. Report of the Committee on Public Service and Surveys for June 11, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3554. An Ordinance entitled, "An Ordinance granting unto Catino and Dominanzia Cammarata the right and privilege to construct, maintain, use and operate a vault to be used for the purpose of installing a coal cellar, barrel skid, steps and toilet room in the westerly sidewalk area adjacent to their property at No. 913 Federal street, in the 22nd Ward, City of Pittsburgh, Penna., said vault being located 120 feet southwardly from the southerly line of Montgomery avenue."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Kane moved

That the Clerk be instructed to wire to the Senators comprising the Committee on Municipal Government asking them to take favorable action on House Bill No. 2314, Senate Bill No. 1277, relative to short-term notes for municipalities, as it is believed this will permit more economical operation of city government.

Which motion prevailed.

Mr. McArdle, at this time, presented

Bill No. 3676. Communication from the Mayor appointing H. H. Rankin, 7012 Reynolds street, as a Member of the Board of Property Assessors.

In Finance Committee, June 11, 1935, Returned to council for action.

Which was read, received and filed.

Mr. McArdle also presented

No. 3735. Resolved, That the appointment by the Mayor of H. H. Rankin, 7012 Reynolds street, to the position of Member of the Board of Property Assessors, be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Mr. Anderson arose and said:

Mr. President:— Before you call the roll, may I say a word? I have nothing personally against these appointments. I feel the Mayor with such a large field to choose from should select and nominate men for this important position (one of the most important in the city service) who are qualified to do this kind of work.

The members of the Board of Property Assessors are required to assess

properties in the City of Pittsburgh valued in the neighborhood of One Billion Dollars.

Surely there is someone among us who has been trained in this kind of work.

However, the names submitted today are an improvement on some of the names which have been submitted heretofore.

I feel the interests of the City of Pittsburgh are not taken care of when salaries are paid to men who are not trained in this kind of work.

There are any number of men in the City of Pittsburgh who have devoted their entire lives to this kind of work, and in my opinion those are the men who should be appointed to this Board.

I want to repeat that I have nothing personally against the men whose names have been submitted.

And the question recurring on the adoption of the resolution.

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Garland (Pres't)
Magee	

Noes:—Messrs.

Anderson	Huston
Gallagher	Kane

Ayes 5. Noes 4.

And a majority of the votes of council being in the affirmative, the motion prevailed.

Mr. McArdle also presented

Bill No. 3677. Communication from the Mayor appointing Robert C. Bowers, 5711 Melvin street, to the position of Member of the Board of Property Assessors.

In Finance Committee, June 11, 1935. Returned to council for action.

Which was read, received and filed.

Also

No. 3736. Resolved, That the appointment by the Mayor of Robert C. Bowers, of 5711 Melvin street, to the position of Member of the Board of Property Assessors, be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion, the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Magee
Evans	McArdle
Kane	Garland (Pres't)

Noes:—Messrs.

Anderson	Huston
Gallagher	

Ayes 6. Noes 3.

And a majority of the votes of council being in the affirmative, the motion prevailed.

Mr. McArdle also presented

Bill No. 2970. Communication from the Mayor appointing M. S. Robinson, 327 South Winebiddle avenue, to the position of Member of the Board of Property Assessors, vice Peter J. DeMuth, removed.

In Finance Committee, June 11, 1935. Returned to Council for action.

Which was read, received and filed.

Also

No. 3737. Resolved, That the appointment by the Mayor of M. S. Robinson, 327 South Winebiddle avenue, to the position of Member of the Board of Property Assessors, be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion, the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Magee
Evans	McArdle
Kane	Garland (Pres't)

Noes:—Messrs.

Anderson	Huston
Gallagher	

Ayes 6. Noes 3.

And a majority of the votes of council being in the affirmative, the motion prevailed.

The Chair presented

No. 3738.

City of Pittsburgh,
Office of the Mayor
June 10, 1935.

To the President and Members
of City Council.
Gentlemen:—

I have this day appointed, subject to your approval, Walter H. Stifel, 1271 Benton avenue, to the position of Member of the Board of Adjustment, and would ask for an immediate confirmation of the same.

Respectfully yours,

Wm. N. McNair,
Mayor.

Which was read, and on motion of Mr. Magee, referred to the Committee on Finance.

Also

No. 3739.

To the Members of City Council.

I desire to withdraw the name of Frank Policastro and send you the name of John Bauer for the member of Traction Conference Board, and ask confirmation of the same.

WM. N. McNAIR,
Mayor.

June 13, 1935.

Which was read.

Mr. McArdle moved

That the communication be received and filed, as there is no vacancy on the Traction Conference Board.

Which motion prevailed.

Mr. McArdle moved

That further consideration on this subject matter be indefinitely postponed.

Which motion prevailed.

Also

No. 3740.

City of Pittsburgh,
Office of the Mayor.

To the City Council.

I would like to rent a city lot to build a small house. The Mayor says he will give me a lot at a dollar a year if your honorable body consents.

Mrs. Martha Bardone,
443 Antenor avenue,
32nd Ward, Overbrook.

Which was read and referred to the Committee on Finance.

Mr. McArdle moved

That the Minutes of Monday, June 10th, 1935, be approved.

Which motion prevailed.

Mr. McArdle moved

That the following members of Council be excused for absence from Council and Committee meetings:

Mr. Anderson on April 1, 2, 23, 24, 25; May 7, 9, 13, 14, 15, 25, 29; June 4, 1935;

Mr. Gallagher on May 1, 23, 1935;

Mr. Huston on May 23, 1935;

Mr. Kane on April 1, 2; May 15, 25, 1935;

Mr. Magee on May 25, 1935.

Mr. McArdle on May 29, 1935;

Mr. Garland (President) on April 23; May 23, 1935.

Which motion prevailed.

And on motion of Mr. Huston

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, June 24, 1935

No. 28.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, June 24, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

Mr. Gallagher presented

No. 3741. Resolution authorizing and directing the City Controller to transfer the sum of \$65.00 from Bond Fund No. 281, City Home and Hospitals, 1926, to Bond Fund No. 281-4, Doors, Fire Alarm Boxes, Department of Public Welfare.

Which was read and referred to the Committee on Finance.

Mr. Huston presented

No. 3742. An Ordinance auth-

orizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the alterations and additions to the present Children's Pavilion at the Tuberculosis Hospital, located at the Leech Farm, 12th Ward, Pittsburgh, Pa.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Kane presented

No. 3743. An Ordinance amending Ordinance No. 280, approved by the Mayor, October 5, 1934, entitled, "An Ordinance authorizing and directing the paving to variable widths and grading of Woodruff avenue, from Virginia avenue to Saw Mill Run boulevard, curbing from Virginia avenue to a point 1400 feet westwardly, the construction of a storm sewer for the drainage thereof and otherwise improving including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof."

Also

No. 3744. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of drainage facilities for Pocusset street in Schenley Park, and authorizing the setting aside of the sum of Sixty-Five Hundred (\$6500.00) Dollars for the payment of the cost of

said work, and Five Hundred (\$500.00) Dollars for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Seven Thousand (\$7,000.00) Dollars from Code Account

Also

No. 3745. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement, for and on behalf of the City of Pittsburgh, with Brentwood Borough, for payment of its share of the cost of construction, maintenance and repairs of a main trunk sanitary sewer in the Streets Run Drainage Basin, from the line dividing the City of Pittsburgh and Mifflin and Baldwin Townships to an outlet in Streets run at a point distant about 190 feet north of Riverton street, and of any extensions thereof, and of a plant for the treatment or disposal of the sewage discharged by said main trunk sewer, as may be required in the future, and for its share of the cost of the operation thereof, and granting permit to said Borough to connect with the said sewer.

Also

No. 3746. An Ordinance authorizing and directing the grading, paving and curbing of Baker street, from Jancey street to Butler street, the construction of sewers for the drainage thereof, the laying and relaying of water lines therein, and otherwise improving, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Also

No. 3747. An Ordinance amending the portions of Ordinance No. 229, approved by the Mayor, July 31, 1934, entitled, "An Ordinance authorizing and directing the grading to certain widths, paving, curbing and otherwise improving of Butler street, from Voltz

way to Baker street, at a point about 190 feet west of Heth's run bridge, and the widening and repaving of the roadway of Butler street, from said Baker street to said bridge as affected thereby, including as may be necessary, the grading of approaches on streets affected thereby, the relaying of water lines, and sinking of exploratory test holes, letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing for the payment of the City's share of the cost thereof", by changing the reference to Ordinance No. 420, approved July 25, 1931, as incorporated in Section 1 of said Ordinance No. 229, to a reference to Ordinance No. 173, approved June 17, 1935, and by increasing the estimate of the whole cost, as stipulated in Section 2 of said Ordinance No. 229, from \$280,000.00 to \$345,000.00.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3748. Petition of property owners and residents requesting that Alpine avenue, between Arch and Monterey streets, be established as a one-way traffic street.

Which was read and referred to the Committee on Public Safety.

Also

No. 3749. Petition requesting that Carnegie avenue, from 56th Street to 57th Street, be included in the L. W. D. Dirt Street Improvement.

Also

No. 3750. Report of the Department of Public Works on the availability of funds and the necessary requirements of the Department.

Which were read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 3751. Communication from Henry Tranter, Chairman, City Transit Commission, relative to the abolition of the Department of City Transit, and replying to certain statements made by Rev. Peter V. Tkach.

Also

No. 3752. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Code Account 1219, Supplies, Division of Transmissible Diseases, and \$5,000.00 from Code Account 1244, Diphtheria Immunization Fund, Bureau of Child Welfare, to Code Account 1233, Repairs, Tuberculosis Hospital, all in the Department of Public Health.

Also

No. 3753. Resolution amending the Resolved Clause of Resolution approved May 31, 1935, authorizing the City Solicitor to employ Ernst & Ernst, Certified Public Accountants, relative to the indebtedness created by the former Borough of Overbrook, by increasing the sum authorized to be expended to \$1350.00, and authorizing the issuing of a warrant in favor of Ernst & Ernst in said sum, and charging the same to Code Account No. 43, Finance Fund.

Also

No. 3754. Resolution authorizing and directing the City Controller to make the following transfers in the Bureau of Deed Registry, Department of Public Works:

FROM

Code Account No. 1601, Repairs, \$90.00

TO

Code Account No. 1600, Supplies, \$60.00

" " No. 1602, Equipment, 30.00

Also

No. 3755. Resolution authorizing the issuing of a warrant in favor of Weldon & Kelly Company for the sum of \$40.00, being payment in full for extra work done under Controller's Contract No. 5477, countersigned May 8, 1935, for the Construction and Partial Construction of Buildings, Contract No. 8, Plumbing Work for Repairs to Bath House at Lake Elizabeth in West Park, and providing that said amount shall be paid out of Appropriation No. 122-16 and chargeable against funds set aside for said Contract.

Also

No. 3756. An Ordinance appropriating the sum of Six Thousand (\$6,000.00) Dollars from Public Work

Relief Bonds, 1933, Series "C", Bond Fund 118, which bonds were authorized by Ordinance No. 284, approved December 5th, 1933, for the rental of office and warehouse space, the purchase of supplies and materials, the purchase or rental of engineering equipment and the payment of miscellaneous services for engineering, planning, and research projects, and for engineering and inspection expenses, all to be carried out as Unemployment Relief Projects in the Department of Public Works.

Also

No. 3757. Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with Charles Waizenhofer, lessee of the Henry E. Brereton Estate, and trading as West End Incinerator Plant, allowing the City of Pittsburgh to use the said West End Incinerator Plant for dumping, at a cost of \$100.00 per month payable from Code Account No. 1614, Miscellaneous Services, Stables and Yards, Bureau of Highways & Sewers, Department of Public Works, and authorizing the issuing of warrants drawn on said fund for payment of said dumping.

Also

No. 3758. An Ordinance appropriating and setting aside certain sums, amounting in the aggregate to \$59,400.00, from Bond Fund No. 293, Street Improvement Bonds, 1928, for the payment of Engineering Expenses incurred by the Department of Public Works in carrying out various projects for which the costs thereof are properly chargeable against said Bond Fund.

Also

No. 3759. Resolution authorizing and directing the City Controller to transfer the sum of \$135.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1802, Bureau of Parks, Department of Public Works.

Also

No. 3760. An Ordinance authorizing the payment to the Harrison Construction Company of One Hundred Twenty-Two (\$122.70) Dollars and Seventy Cents for extra work in con-

nection with the repaving of the Boulevard of the Allies from Seneca street to the Liberty bridge.

Also

No. 3761. Communication from the Director of the Department of Public Works requesting permission for J. E. Kennon, Managing Engineer, and C. F. Drake, Supt., Filtration Division, Bureau of Water, to attend the Eighth Annual Conference of the Pennsylvania Water Works Operators' Association, at State College, Pa., June 26th to 28th, inc., 1935.

Also

No. 3762. Communication from J. B. Sanders, Adj., Fort Pitt Garrison No. 91, Army & Navy Union, U. S. A., requesting financial consideration in the 1936 Budget, similar to that provided other organizations.

Also

No. 3763. Communication from Elwood C. Geers, Hotel Webster Hall, City, enclosing copy of proposal to the Superintendent of Parks for a contract for the use of Schenley Oval Stables.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 3764. Communication from the City Treasurer enclosing statement of collection of delinquent taxes, also statement of accounts of the City Solicitor, for the period June 1st to June 15th, inclusive.

Also

No. 3765. Communication from the Planning Commission disapproving the Resolution accepting the offer of the Executors of the Renziehausen Estate to dedicate property on Marshall avenue for Sophia Evert Playground No. 3.

Also

No. 3766. Report of the Department of Public Safety (Bureau of Police) on personal injuries to Katherine Houseman, 1116 Chateau street, N. S., when she stepped into a hole in Liverpool street, June 21, 1935.

Also

No. 3767. Petition for the lo-

cation of a playground on property owned by Morris Einstein, situate at 2003-13 Beaver avenue, North Side.

Also

No. 3768. Communication from Francis C. Wood, 2361 Fremont place, requesting abatement of penalties and interest on cost of grading, paving and curbing Fremont place in front of his property.

Also

No. 3769. Communication from Joseph Rubino relative to delinquent taxes and water bills on his property at 1304 East street, N. S., Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Also

No. 3770. Communication from the Board of Directors of the Pittsburgh Home for Babies requesting the enactment of legislation for a sewer on West Prospect avenue.

Also

No. 3771. Communication from WWSW Broadcasting Station relative to plan submitted by E. O. Clark to organize and instruct harmonica bands at the various playgrounds.

Also

No. 3772. Communication from P. H. McGuire, Esq., 711 Frick building, notifying Council that the sewer being constructed in Ganges way, or Railroad street, 31st Ward, has resulted in the destruction of the well on the properties of Arthur F. Paternoster, known as 703, 704 and 705.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3773. Communication from Asam Bros., Inc., 115 Ninth street, relative to permitting 15 minutes parking in front of their place of business.

Also

No. 3774. Communication from H. E. Burns Company, 221 Fourth avenue, complaining of nuisance by musical device in the skating rink on the second floor of the Market House.

Also

No. 3775. Communication from the Pittsburgh Motor Club protesting against the plan for the several police magistrates to try traffic cases.

Also

No. 3776. Communication from Tom Tucker Beverage Company, 427 Melwood street, relative to permitting their cars and trucks to park in the downtown for the purpose of making deliveries.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 3777. Communication from Lewis M. Alpern, Esq., 529 Union Trust building, who owns property bounded by Sedgwick, Kirkbride, Lamont and St. Ives streets, 21st Ward, complaining about property owned by the City opposite his, on Kirkbride street which is used as a storage yard, and on which rubbish is dumped and undesirables congregate, etc.

Which was read and referred to the Committee on Health and Sanitation.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 3778. Report of the Committee on Finance for June 21, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Mr. McArdle moved

In order that the committee reports may be considered at this time, That Rule 8 be suspended, which provides for mailing of printed copies of all ordinances and resolutions to each member of council at least 48 hours previous to the final consideration of such papers by council.

Which motion prevailed.

Mr. McArdle also presented, with an affirmative recommendation,

Bill No. 3701. An Ordinance entitled, "An Ordinance authorizing the Mayor and the City Controller to enter into a contract with the Burroughs Adding Machine Company for servicing of equipment."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3702. Resolution authorizing the issuing of a warrant in favor of Jennie Hosack, widow, 1108 Sheffield street, in the sum of \$150.00, in full settlement of her claim against the City for personal injuries sustained March 22, 1935, in West Park, City, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3703. Resolution authorizing the issuing of a warrant in favor of Gust N. Pappas, 907 Middle street, N. S., City, in the sum of \$335.00, in full settlement of his claim against the City of Pittsburgh for personal injuries sustained June 19, 1935, on West North avenue, and charging same to Code Account No. 42, Contingent Fund. Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3704. Resolution authorizing the issuing of a warrant in favor of Pauline Bracey and Bruce Bracey, her husband, 2615 Plainview avenue, Brookline, in the sum of \$325.00, in full settlement of their claim against the City for personal injuries sustained by Mrs. Bracey on August 2, 1934, on jumper boardwalk in the 1400 block on Dagmar street, City, and charging same to Code Account No. 42, Contingent Fund.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3693. Resolution accepting the offer of Fidelity Trust Company and Henry H. Renziehausen, Executors and Trustees under the Will of Frederick C. Renziehausen, deceased, of all that certain lot or piece of ground situate in the 27th Ward of the City of Pittsburgh at the northeast corner of Sorrell avenue and Marshall avenue for a recreation center to be known as "Sophia Evert Playground No. 3."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

When the name of Mr. Evans was called, he arose and said "Mr. President:— I wish to be recorded as Not Voting on Bill No. 3693 for the reason that I have a financial interest in the property referred to in this Bill, and desire to so declare that interest.

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3646. Resolution authorizing and directing the City Controller to transfer the sum of \$2800.00 from Code Account No. 1443, A-1, Salaries, Regular Employees, to Code Account No. 1452, Item F, Equipment and Machinery, Bureau of Police, Depart-

ment of Public Safety.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3691. Resolution authorizing and directing the City Controller to transfer the sum of \$700.00 from Appropriation No. 1903, Calcium Chloride, to Appropriation No. 1905, Materials, Grounds and Buildings, Division of Recreation, for purpose of providing funds for purchase of water-proofing oil.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3515. Resolution authorizing and directing the City Controller to transfer the sum of \$5000.00

from

To Code Account No. 1515, Materials-Parts, Division of Garage and Repair Shop, Bureau of Highways & Sewers.

In Finance Committee, June 21, 1935, Read and amended by striking out the amount "\$5000.00" and by inserting in lieu thereof the amount "\$3,564.95," and by inserting in blank space, before the words "to Code Account No. 1515," the following:—

"Bureau of Highways & Sewers

Code Account No.

1603, Salaries, General Office, \$ 300.00

1621, Wages, Cleaning Highways, 85.25

1623, Repairs, Cleaning Highways, 100.00

1630, Wages, Repairing, Highways, 71.87

1636, Wages, Cleaning & Repairing Sewers and Sewer Drops, 53.59

1643, Wages, Boardwalks & Steps, 154.24

1652, Salaries, Division of Public Utilities, 600.00

1659, Materials, Asphalt Plant, 500.00

Bureau of Light

Code Account No.

1792, Wages, \$1000.00

1793, Miscellaneous Services, 700.00

\$3564.95."

and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3630. Resolution authorizing and directing the City Controller to transfer the sum of \$3,500.00 from Code Accounts

to Code Account No. 1485, Demolition of Condemned Buildings, Bureau of Building Inspection, Department of Public Safety.

In Finance Committee, June 21, 1935, Read and amended by striking out the words "\$3,500.00 from Code Accounts", and by inserting in lieu thereof the words "\$1750.00 from Code Account 1481, Salaries, Regular Employees," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3643. Resolution authorizing and directing the City Controller to transfer the following sums, amounting in the aggregate to \$2700.00, within the Bureau of Highways & Sewers, as follows:

From Code Acct. No. 1622,

Wages, April to June,
Cleaning Highways, \$2,200.00

Code Acct. No. 1644,
Wages, April to June,
Boardwalks & Steps 500.00

To Code Acct. No. 1631,
Wages, April to June,
Repairing Highways, \$1,500.00

Code Acct. No. 1637,
Wages, April to June,
Cleaning & Repairing
Sewers & Sewer Drops, 1,200.00

In Finance Committee, June 21, 1935, Read and amended by striking out the amount "\$2700.00" and by inserting in lieu thereof the amount "\$2200.00"; by striking out the words "Code Acct. No. 1644, Wages, April to June, Boardwalks & Steps, \$500.00", and by striking out the amount "\$1500.00" and by inserting in lieu thereof the amount "\$1000.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 3583. An Ordinance entitled, "An Ordinance amending and supplementing Section 62, Bureau of City Property, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation hereof,' approved January 2, 1935."

Which was read.

Mr. McArdle moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. McArdle also presented

Bill No. 3315. Communication from the Mayor withdrawing the name of John P. Gallagher and appointing Stewart S. Dapp to the position of Police Magistrate.

In Finance Committee, June 21, 1935. Read and ordered returned to Council for action.

Which was read, received and filed.

Mr. McArdle arose and said

Mr. President:—

I am presenting a resolution confirming this appointment and will move its adoption only for the purpose of clearing the record, as I intend to vote against it.

Mr. McArdle presented

No. 3779. RESOLVED, That the appointment of Stewart S. Dapp, of the City of Pittsburgh, as Police Magistrate for the ensuing term, shall be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken agreeably to law, and were:

Ayes:—Mr. Magee

Noes:—Messrs.

Anderson Huston

Demmler Kane

Evans McArdle

Gallagher Garland (Pres't)

Ayes 1. Noes 8.

And a majority of the votes of council being in the negative, the motion was rejected.

Mr. Kane presented

No. 3780. Report of the Committee on Public Works for June 21, 1935, transmitting several ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3696. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving Protective place at the first angles north and south of Center avenue and Wylie avenue, respectively, and authorizing the setting aside of the sum of Twelve hundred (\$1200.00) dollars for the payment of the costs of said work from Code Account 1553, General Repaving"

Which was read.

Mr. Kane moved

That the bill be recommitted to the Committee on Public Works for the purpose of amendment.

Which motion prevailed.

Also

Bill No. 3697. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to carry out and to complete an Unemployment Relief Project in conjunction with the Local Works Division of Allegheny County, for the construction of open air bear pits and drainage improvements at Highland Park Zoo, and authorizing the payment of such costs as may not be assumed by the Local Works Division, and authorizing the setting aside of the sum of Thirty-six thousand (\$36,000.00) dollars from Bond Fund 122, General Improvement Bonds, 1934."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3698. An Ordinance entitled, "An Ordinance appropriating the sum of Forty-five hundred (\$4500.00) dollars from the proceeds of the sale of bonds authorized by Ordinance No. 182, approved June 30, 1934, entitled, 'An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One million five hundred thousand (\$1,500,000.00) dollars, and providing for the issue and sale of bonds of said City in said amount to provide funds (including engineering and other necessary expenses) for general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works, and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds and such other public works as may be designated by Council, all of which come under the jurisdiction of the Department of Public Works, and providing for the redemption of said bonds and for the payment of interest thereon,' said bonds being known and designated as 'General Improvement Bonds, 1934,' Bond Fund No. 122, for the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and supervision (including engineering expenses), the labor to be provided from among the unemployed, for the construction and/or reconstruction of boardwalks and steps of the City of Pittsburgh, in the

Department of Public Works." Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3699. Resolution authorizing the Mayor and the Director of the Department of Public Works to grant to the Pittsburgh Zoological Society, permission to operate a Refreshment Concession at the Highland Park Zoo for an indefinite period, at the rate of \$1.00 per year, with the understanding that the Zoological Society shall furnish and maintain a temporary building and shall manage or supervise a concession from which all net profits are to be used for the benefit of the Highland Park Zoo, and providing that this permission may be terminated by either party upon 30 days' written notice requesting such termination.

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

'Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. McArdle, at this time, obtained leave and presented

No. 3781. Resolution authorizing and directing the Department of Public Works to enter into a lease with George Smith, 6646 Primo street, for a plot of ground in Highland Park at or near the Carnegie Lake Swimming Pool for a refreshment stand; the location of the building and the design and construction thereof to be approved by the Department; the rental to be \$25.00 per month and the lessee to occupy the building (to be constructed at his own cost and expense) until such time as the City has completed its own building, or upon sixty (60) days' notice by the Director of the Department of Public Works to vacate said premises.

Which was read and referred to the Committee on Finance.

Mr. Kane moved

That the President of Council arrange a conference with the Director of the Department of Public Works and the Director of Local Works Administration for Allegheny County with reference to the program of improvements to be undertaken by the City of Pittsburgh as unemployment relief projects, the time of the conference to be set for some day this week.

Which motion prevailed.

Mr. Demmler moved

That the Council request the Traction Conference Board to employ Dr. John Bauer to make studies and surveys of the mass transportation in the City, and to consult with, and to aid and advise the Council and the representatives of the City in conference with the representatives of the Pittsburgh Railways Company, concerning the proposed re-organization of the said Pittsburgh Railways Com-

pany and the terms and provisions of a new contract, if any, covering future relations between and among the parties interested, including the City and other municipalities, the Pittsburgh Railways Company and the Philadelphia Company; and to participate in conferences which may be held; and to prepare a report to Council, upon the said matters and all others that may arise, concerning mass transportation, service and facilities; this report to follow and be in continuance of the outline submitted in the preliminary report of Dr. John Bauer; the Traction Conference Board to pay all expenses of Dr. John Bauer and his necessary assistants to the extent of not exceeding \$15,000.00, upon terms to be fixed and agreed upon between Dr. John Bauer and the Council; the necessary consent of the Pittsburgh Railways Company to the use of \$15,000.00 of the surplus fund now in possession of the Traction Conference Board having been given in a letter to Wm. A. Magee, Councilman and Walter Demmler, Councilman dated June 19, 1935 and herewith submitted.

Which motion prevailed.

The Chair presented

No. 3782.

Pittsburgh, June 24, 1935.

President and Members of Council.

Gentlemen:—

I am returning, without my approval, Bill No. 3582, entitled, "An Ordinance authorizing the entering into and letting of a contract or contracts for the furnishing of picnic stoves and combination tables and benches for the various locations in the parks, and providing for the payment thereof," as we are short of funds.

Respectfully,

WM. N. McNAIR.

Mayor.

Which was read, received and filed.

Also

Bill No. 3582. An Ordinance entitled, "An Ordinance authorizing the entering into and letting of a contract or contracts for the furnishing of picnic stoves and combination tables and benches for various locations in the parks, and providing for the payment thereof."

In Council, June 17, 1935, Bill read,
rule suspended, read a second time,
amended and read a third time and
finally passed.

Which was read.

Mr. McArdle moved

That the bill lay on the table.
Which motion prevailed.

Mr. Gallagher moved

That the Minutes of Council of
Monday, June 17, 1935, be approved.
Which motion prevailed.

And on motion of Mr. Huston

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Friday, June 28, 1935

No. 29.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Friday, June 28, 1935.

Council met pursuant to the following call:

Pittsburgh, Pa., June 26, 1935.

Mr. Robert Clark,
Clerk of Council,
City of Pittsburgh.

Dear Sir:—

Please call a special meeting of Council for Friday, June 28, 1935, at 3:00 o'clock P. M., Eastern Standard Time (4:00 o'clock P. M. Daylight Saving Time) for the presentation of papers and the consideration of reports from committees and such other business as may come before the meeting.

Very truly yours,

ROBT. GARLAND,

President of Council.

Which was read, received and filed.

Present:—Messrs.

Demmler Kana

Evans McArdle

Gallagher Garland (Pres't)

Huston

Absent:—Messrs.

Anderson Magee

PRESENTATIONS.

Mr. Demmler presented

No. 3783. An Ordinance refixing the width and position of the easterly sidewalk and the roadway and re-establishing the grade of Protectory place, from a point 7.30 feet south of the first angle north of Centre avenue to a point 57.0 feet north of the first angle south of Wylie avenue.

Also

No. 3784. An Ordinance fixing the width and position of the roadway, the southerly sidewalk, and the northerly sidewalk and steps, and establishing and re-establishing the grade of Cutler street, from Perrysville avenue to Wilson avenue.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 3785. An Ordinance authorizing the Mayor, for and in behalf of the City of Pittsburgh, to execute and deliver a deed to L. B. Abbott, conveying title to property situate in the 18th Ward, for the consideration of \$

Which was read and referred to the Committee on Finance.

Mr. Evans presented

No. 3786. Communication from residents and property owners of Dick-

son street, Plough street, and Evandale road, relative to condition of said streets and requesting a hearing.

Which was read and referred to the Committee on Public Works.

Mr. Kane presented

No. 3787. An Ordinance amending Section 1 of Ordinance No. 246, approved by the Mayor, August 6, 1934, entitled, "An Ordinance appropriating and setting aside certain sums, including engineering and other necessary expenses, for general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, in the Department of Public Works, from the proceeds of the sale of General Improvement Bonds 1934, authorized by Ordinance No. 182, approved June 30, 1934", insofar as the same relates to Street Repaving and Concrete Steps.

Also

No. 3788. An Ordinance widening Los Angeles avenue, in the 19th Ward of the City of Pittsburgh, at its intersection with Shiras avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3789. An Ordinance amending Ordinance No. 240, approved by the Mayor, July 31, 1934, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award contracts for making general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, and providing for the payment of the cost thereof from funds specifically appropriated therefor from the proceeds of the sale of General Improvement Bonds 1934", by amending the portions thereof which relate to Street Repaving and Concrete Steps.

Also

No. 3790. An Ordinance opening and widening Brookline boulevard, in the 19th Ward of the City of Pittsburgh, from Pioneer avenue to Edgebrook avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof.

Also

No. 3791. An Ordinance widening Wyoming street, in the 19th Ward of the City of Pittsburgh, at the southwesterly intersection of Virginia avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3792. Resolution authorizing the issuing of warrants in favor of Mr. C. A. Hamilton, Chief Clerk, Bureau of City Property, for a sum not to exceed \$25.00 each calendar month, remunerating him for expenses of his automobile used in the City service, at the rate of 5c per mile and \$5.00 for parking charges; said warrants to be issued upon presentation of a detailed sworn statement of the expenses of Mr. C. A. Hamilton, and charging the same to Code Account 1664, Miscellaneous Services, General Office, Department of Public Works.

Also

No. 3793. Communication from Henry Sticht protesting against any proposal to use Grace street, 19th Ward, as a playground.

Also

No. 3794. Communication from the Joint Civic Committee of Brookline asking that application be made for Federal funds for paving unpaved streets and ways in the Brookline section of the 19th Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3795. An Ordinance vacating Shingiss street, in the First ward of the City of Pittsburgh, from Locust street to Bluff street.

Also

No. 3796. An Ordinance vacating Bluff street, in the First Ward of the City of Pittsburgh, from the westerly line of Colbert street to the westerly line of Shingiss street.

Also

No. 3797. An Ordinance repealing Ordinance No. 591, approved October 21, 1895, entitled, "An Ordinance relocating Shingiss street, from Locust street to Bluff street".

Also

No. 3798. An Ordinance repealing Ordinance No. 688, approved January 18, 1896, entitled, "An Ordinance establishing the grade of Shingiss street, from Locust street to Bluff street".

Also

No. 3799. An Ordinance repealing Ordinance No. 757, approved February 28, 1896, entitled, "An Ordinance authorizing the opening of Shingiss street, from Locust street to Bluff street, and the assessment of damages caused by the grade of the same."

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 3800. Report of the Department of Public Works on Contracts advertised May 31st and June 3rd, and awarded, June 13, 1935.

Which was read, received and filed.

Mr. McArdle (for Mr. Magee) presented

No. 3801. Resolution authorizing the issuing of warrants in favor of Walter C. Scott, William E. Hoover and Allen H. Neal, in the sum of \$86.67 each, in payment of wages for thirteen (13) days each from June 11th to 23rd, 1935, inclusive, as Architectural Draftsmen in the Department of Public Works, Bureau of Parks, in the preparation of plans for bear pits at the Highland Park Zoo.

Which was read and referred to the Committee on Parks and Libraries.

Mr. McArdle presented

No. 3802. Resolution authorizing the issuing of a warrant in favor

of Eiler Lumber and Mill Company, 2328 Wharton street, City, in the sum of \$250.00, for use of private property of the company in the construction of a terra cotta sewer pipe extending from Midland avenue to Tearose way, 19th Ward, City, in accordance with Ordinance No. 212, approved August 7, 1933, recorded in Ordinance Book, Vol. 45, Page 339, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3803. Resolution authorizing and directing the City Controller to make the following transfers within the Bureau of Recreation:

FROM CODE ACCOUNT

No. 1920-A-4, Wages, Temporary Employees, Summer Swimming Pools, \$1,200.00

TO CODE ACCOUNTS

No. 1907-F, Equipment, Grounds & Buildings, \$ 800.00

No. 1941-F, Equipment, Highland Park Swimming Pool, 400.00

\$1,200.00

Also

No. 3804. An Ordinance amending Section 2 of Ordinance No. 36, approved by the Mayor, February 16, 1935, entitled, "An Ordinance creating certain temporary positions in the Department of Public Works, fixing the rate of compensation therefor, and providing for the payment of salaries thereof", by increasing employment from a period not exceeding five (5) months to a period not exceeding six (6) months.

Also

No. 3805. An Ordinance authorizing the issuance of warrants, as follows: Keystone Sand & Supply Co. in the sum of \$4.50; S. I. Agostini, \$4.00; A. J. Bakey, \$2.50; Frank Antonacoe, \$40.00; Troop Water Heater Co., \$8.15; Ross Polis, \$10.00; New York Zoological Society, \$1.25; The Rudolph Wurlitzer Co., \$27.25.

Also

No. 3806. Resolution authorizing the issuing of a warrant in favor of Mrs. Alice Evans, 1625 Banksville road, in the sum of \$750.00, and a war-

rant in favor of Nancy Jane Beadling in the sum of \$50.00, in full settlement of their claims against the City for damage caused by the overflow of a City sewer contaminating a well and cistern on the property of Mrs. Evans, by reason of which Nancy Jane Beadling contracted typhoid fever, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 3807. Resolution authorizing the issuing of a warrant in favor of Laura Debor, 2204 Lynnbrook avenue, City, in the sum of \$200.00, in full settlement of her claim against the City, for personal injuries sustained May 3, 1935, on Milan avenue boardwalk, Pittsburgh, and charging same to Code Account No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Mr. McArdle (by request) presented

No. 3808. An Ordinance amending portions of Section 9, Department of Law, of an Ordinance, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 3809. Communication from Henry H. Renziehausen and Fidelity Trust Co., Executors of the Estate of Frederick C. Renziehausen, deceased, relative to the purchase of the McIlroy property at President alley and Antietam street, for playground purposes.

Also

No. 3810. Communication from the 27th Ward Civic Organization opposing acquisition of property on Marshall avenue for playground purposes and endorsing property for such purpose in the rear of Ingham street, known as the Kelly & Adams property.

Also

No. 3811. Communication from the Department of Public Works submitting report as to the effect of the

raising of the pool level in the Pittsburgh harbor as proposed by the War Department.

Which were severally read and referred to the Committee on Finance.

Also

No. 3812. Petition for enactment of an ordinance for the improvement of Lieb way, between McCook street and Jawett way.

Also

No. 3813. Communication from Mrs. Thomas J. Horrocks, Secretary, Board of Trade, 12th District, 14th Ward, relative to unsatisfactory water service in the district.

Which were read and referred to the Committee on Public Works.

Also

No. 3814. Communication from the Allegheny County Authority advising that H. A. Montgomery, Captain, Corps of Engineers, U. S. Army, Pittsburgh, Pa., has disapproved the Authority's application for construction of a bridge across the Monongahela River 0.23 miles above its mouth. (Fort Duquesne Bridge)

Also

No. 3815. Communication from the Allegheny County Authority advising that H. A. Montgomery, Captain, Corps of Engineers, U. S. Army, Pittsburgh, Pa., has disapproved the Authority's application for construction of a bridge across the Monongahela River (Ferry Street Bridge).

Also

No. 3816. Communication from Edwin H. Moore, M. D., 613 Sandusky street, N. S., Pittsburgh, Pa., relative to the substitution of busses for trolley cars.

Also

No. 3817. Communication from Henry A. Mucker, 20 W. Erie street, N. S., Pittsburgh, Pa., relative to reduction in rates for light and heat by utility companies.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 3818. Communication from

Mrs. Nora Mason, 1212 Resaca place, N. S., Pittsburgh, Pa., relative to tagging cars and stating that it has hurt business.

Which was read and referred to the Committee on Public Safety.

Also

No. 3819. Communication from Hon. M. MacWhite, Minister, Irish Free State to the United States, expressing appreciation of welcome extended him on his visit to the City on June 21st, 1935.

Which was read, received and filed.

Also

No. 3820. Communication from Veterans' of Foreign Wars to attend their convention in Wilkinsburg, June 27, 28 and 29, and to review the parade on Saturday, June 29.

Which was read, received and filed.

Also

No. 3821. Resolution No. 172 of the House of Representatives, Harrisburg, adopted June 19, 1935, requesting the Mayor and Council of the City of Pittsburgh to petition the President of the United States to allocate out of the Four Billion Eight Hundred Million Dollars a sum sufficient for the construction of a swimming pool in the 15th Ward of the City of Pittsburgh, Pa.

Which was read, received and filed.

Also

No. 3822. Communication from Hon. Wm. N. McNair, Mayor, referring to Bill No. 3693, relative to the purchase of certain property in Allegheny for a playground.

Which was read, received and filed.

Also

No. 3823. Statement by Mayor Wm. N. McNair and Magistrate David Turets on conditions at Traffic Court, embodying recommendations to correct the same.

Which was read, received and filed.

Also

No. 3824. Report of the Efficiency and Economy Commission of Pittsburgh on "The Bureau of Water" of the City of Pittsburgh.

Which was read and referred to the Committee on Finance.

Mr. Kane (by request) presented

No. 3825. An Ordinance providing for the purchase from Florence Townsend of a certain lot or piece of ground in the 20th Ward of the City of Pittsburgh, located on Chartiers avenue, for playground purposes, and providing for the payment of the purchase money thereof.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 3826. Report of the Committee on Finance for June 25, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Mr. McArdle moved

In order that the various committee reports may be considered at this time, A suspension of Rule VIII, providing for the mailing of printed copies of all resolutions and ordinances to each member of Council, at least 48 hours previous to the passage of such papers by council.

Which motion prevailed.

Mr. McArdle also presented with an affirmative recommendation,

Bill No. 3756. An Ordinance entitled, "An Ordinance appropriating the sum of Six thousand (\$6,000.00) from Public Work Relief Bonds, 1935, Series 'C', Bond Fund 118, which bonds were authorized by Ordinance No. 284, approved December 5th, 1933, for the rental of office and warehouse space, the purchase of supplies and materials, the purchase or rental of engineering equipment and the payment of miscellaneous services for engineering, planning and research projects, and for engineering and inspection expenses, all to be carried out as Unemployment Relief Projects in the Department of Public Works."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3758. An Ordinance entitled, "An Ordinance appropriating and setting aside certain sums, amounting in the aggregate to \$59,400.00 from Bond Fund No. 293, Street Improvement Bonds, 1928, for the payment of Engineering Expenses incurred by the Department of Public Works in carrying out various projects for which the costs thereof are properly chargeable against said Bond Fund."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3760. An Ordinance

entitled, "An Ordinance authorizing the payment to the Harrison Construction Company of One hundred twenty-two (\$122.70) dollars and seventy cents for extra work in connection with the repaving of the Boulevard of the Allies from Seneca street to the Liberty Bridge."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3755. Resolution authorizing the issuing of a warrant in favor of Weldon & Kelly Company for the sum of \$40.00, being payment in full for extra work done under Controller's Contract No. 5477, countersigned May 8, 1935, for the construction and partial construction of buildings, Contract No. 8, plumbing work for repairs to bath house at Lake Elizabeth in West Park, to be paid out of Appropriation No. 122-16, and chargeable against funds set aside for Contract No. 5477.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3752. Resolution authorizing and directing the City Controller to transfer the sum of \$8,000.00, as follows:

\$3000.00 from Code 1219, Supplies, Div. of Transmissible Diseases.

\$5000.00 from Code 1244, Diphtheria Immunization Fund, Bureau of Child Welfare.

To Code Account 1233, Repairs, Tuberculosis Hospital, to provide funds for alterations, additions and equipment for private Children's Pavilion at said hospital.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3781. Resolution authorizing and directing the Department of Public Works to enter into a lease with George Smith, 6646 Primo street, for plot of ground in Highland Park at or near the Carnegie Lake Swimming Pool, for a refreshment stand; the location and design to be approved

by the said Department, and the rental to be \$25.00 per month, and the lessee to occupy the building (to be constructed at his own cost and expense) until such time as the City has completed its own building, or upon sixty days' written notice by the Director of the Department of Public Works to vacate the said premises.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3741. Resolution authorizing and directing the City Controller to transfer the sum of \$65.00 from Bond Fund No. 281, City Home and Hospitals, 1926, to Bond Fund No. 281-4, Doors, Fire Alarm Boxes, Department of Public Safety.

In Finance Committee, June 25, 1935, Read and amended by adding to the end of the resolution, the following: "and from Code Account No. 1601, Repairs, the sum of \$90.00, to Code Account No. 1600, Supplies, the sum of \$60.00 and to Code Account No. 1602, Equipment, the sum of \$30.00; and from Code Account No. 42, Contingent Fund, the sum of \$135.00 to Code Account No. 1802, Bureau of Parks, Department of Public Works," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in

committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3753. WHEREAS, On May 27, 1935, Council passed, and on May 31, 1935, the Mayor approved a certain Resolution being Bill No. 3443, and recorded in Resolution Book Vol 8, page 551, as of May 31, 1935, which reads as follows:

"WHEREAS, Certain suits are now pending wherein it is alleged that the indebtedness created by the Borough of Overbrook, prior to its annexation to the City of Pittsburgh, are obligations of the City of Pittsburgh, and which cases will come to trial in Court in the near future; and,

"WHEREAS, The questions involved are legal questions of the law rather than questions of facts, it is expedient that a jury trial be waived and that certain Auditors and Accountants be hired; Now, Therefore, be it

"RESOLVED, That the City Solicitor be and he is hereby authorized and empowered to waive a trial by jury in any of said cases and to employ Ernst & Ernst, Certified Public Accountants, on the customary per diem basis, the aggregate not to exceed \$650.00"; Now, Therefore, Be It

RESOLVED, That the Resolved Clause in the foregoing Resolution be amended to read as follows:

RESOLVED, That the City Solicitor be, and he is hereby authorized to

waive a trial by jury in any of the said cases, and to employ Ernst & Ernst, Certified Public Accountants, on the customary per diem basis, the aggregate not to exceed \$1305.00; and that the Mayor be, and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Ernst & Ernst, in the sum of \$1305.00, and charge the same to Code Account No. 43, Finance Fund.

In Finance Committee, June 25, 1935. Read and amended by striking out the second and third preambles, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 3827. Report of the Committee on Public Works for June 25, 1935, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2614. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Langfitt avenue, from Richard-

son avenue to a point 500 feet southwardly, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby; and providing, further, for the payment of the City's share thereof."

Which was read

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3696. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving Protective place at the first angle North and South of Center avenue and Wylie avenue, respectively, and authorizing the setting aside of the sum of Twelve hundred (\$1200.00) dollars for the payment of the costs of said work from Code Account 1553, General Repaving."

In Public Works Committee, June 21, 1935, Bill read and amended in Section 2 and in the title by striking out the

words "Twelve hundred (\$1200.00) dollars" and by inserting in lieu thereof the words "Twenty-five hundred (\$2500.00) dollars," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Kane moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3745. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement, for and on behalf of the City of Pittsburgh, with Brentwood, Borough, for payment of its share of the cost of construction, maintenance and repairs of a main trunk sanitary sewer in the Streets Run Drainage Basin, from the line dividing the City of Pittsburgh and Mifflin and Baldwin Townships to an outlet in Streets Run at a point distant about 190 feet north of Riverton street, and of any extensions thereof, and of a plant for the treatment or disposal of the sewage discharged by said main

trunk sewer, as may be required in the future, and for its share of the cost of the operation thereof, and granting permit to said Borough to connect with the said sewer."

In Public Works Committee, June 25, 1935, Bill read and amended by striking out the words "year 1936" and by inserting in lieu thereof, in Section 3 of the form of agreement, the words "year next following the date of completion of the trunk sewer to be constructed by the Borough," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Kane moved

That the amendment of the Public Works Committee be agreed to Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler (for Mr. Anderson) presented

No. 3828. Report of the Committee on Public Safety for June 25, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3672. An Ordinance entitled, "An Ordinance regulating

signs, barber poles, marquees, awnings and canopies; providing for the inspection thereof; providing for the issuing of erection permits and maintenance and inspection certificates therefor; providing for registration of persons, firms and corporations engaged in the business of outdoor advertising; fixing fees for said permits, certificates and registrations, and providing penalties for the violation of the provisions of this ordinance."

Which was read.

Mr. Evans moved

That the bill be recommitted to the Committee on Public Safety.

Which motion prevailed.

Mr. Demmler also presented

No. 3829. Communication from H. M. Thomas protesting against provision of Sign Ordinance charging \$50.00 for permit to hang an electric sign.

Which was read and referred to the Committee on Public Safety.

Mr. Huston presented

No. 3830. Report of the Committee on Health and Sanitation for June 25, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 3742. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the alterations and additions to the present Children's Pavilion at the Tuberculosis Hospital, located on the Leech Farm, 12th Ward, Pittsburgh, Pa."

In Health and Sanitation Committee, June 25, 1935, Read and ordered returned to council with an affirmative recommendation, subject to report from the Department of Public Health.

Which was read.

Mr. Huston moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Huston also presented
No. 3831.

Department of Public Health
June 28th, 1935.

Mr. Robert Clark, City Clerk,
City of Pittsburgh, Penna.
Dear Sir:—

In reply to your letter of June 25th, asking for a report on the proposed additions and alterations at the Children's Pavilion, Leech Farm.

I am attaching herewith a letter from Mr. Neff, City Architect, in which he states that he has made an inspection of the building and estimates the cost of the improvements to be approximately \$8,000.00.

Very truly yours,

RAY P. MOYER, M. D.
Director.

— — — — —
501-A City-County Building
May 31, 1935.

Mr. Thomas A. Dunn, Director
Department of Public Safety
City of Pittsburgh
Dear Sir:

Your letter of May 24, with reference to making a survey with Dr. Martin at the Tuberculosis Sanitarium, Leech Farm, with reference to alterations and additions as requested by Dr. Martin, is received.

I made an inspection of this institution today with Dr. Martin and went over the changes and additions necessary in order to meet the requirements and to satisfy Dr. Martin. I have estimated the cost of these new additions and alterations to the present Children's Pavilions would cost the sum of \$8,000.00.

Director Moyer is anxious to know the amount of money necessary to do this work so that an ordinance can be presented to Council next Monday.

Yours respectfully,

RICHARD NEFF,
R. P. E.
Office of City Architect.

Which was read, received and filed.
And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.
Demmler Kane
Evans McArdle
Gallagher Garland (Pres't)
Huston

Ayes 7. Noes none.

And a majority of the votes in Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

The Chair at this time presented

No. 3832. Communication from the Fidelity Trust Company withdrawing offer to purchase property under the Will of Frederick F. Renziehausen at President way and Antietam street, Tenth ward, for playground purposes.

Also

No. 3833. Communication from the City Planning Commission from the Twenty-seventh Ward Civic Organization protesting against the acquisition by the Renziehausen Estate of property on Marshall avenue for a City Playground.

Which were read and referred to the Committee on Finance.

Also

No. 3834. Petition of the Radiant Society of Pittsburgh for the vacation of a strip of ground on the southeasterly side of Butler street, between 45th and 46th Streets.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3835. Communication from R. F. Hostetter, Secretary, Building Owners and Managers' Association, asking for a public hearing on the proposed Elevator Ordinance.

Which was read and referred to the Committee on Public Safety.

Mr. Kane presented

No. 3836. Resolution authorizing the issuing of a warrant in favor of John F. Murphy in the sum of \$754.00 for services as Fireman at the City Home and Hospitals, Mayview, Pa.,

from November 1, 1934, to February 24, 1935, and charging the same to Code Account No.

Also

No. 3837. Resolution requesting the Commissioners of Allegheny County to place upon the ballots at the municipal election in the year 1935 the question of staging motion pictures after 2 P. M. on Sundays, as provided by Act of Assembly approved 1935.

Which were read and referred to the Committee on Finance.

Also

No. 3838. RESOLVED, That the Department of Public Works be and it is hereby requested to construct a band stand at the corner of Sycamore and Wyoming streets for use of the Maria Del Carmel Society on July 20th and 21st, 1935.

Which was read.

Mr. Kane moved

The adoption of the resolution.
Which motion prevailed.

Mr. Demmler presented

No. 3839. WHEREAS, The needs for a new municipal building at Ohio and Federal streets, North Side, Pittsburgh, is general recognized; and

WHEREAS, It is understood that some years ago plans for a new building were prepared; and

WHEREAS, The construction of this building has been included in the program of the City presented to the Federal Works Division Therefore, be it

RESOLVED, That the Director of Public Safety and the Director of Public Works be requested to report to Council whether the needs of their departments are covered in these plans, with a view of presenting the same immediately as a project to the proper Federal authorities and for ascertaining to what extent a government grant might be obtained on this project.

Which was read.

Mr. Demmler moved

The adoption of the resolution.

Mr. McArdle stated

That he objected to the word "plans" in the resolution, as he did not

believe any definite plans or commitments had ever been made for this project.

Mr. Demmler stated

That he was not positive that any plans had ever been prepared, but was willing to substitute the word "studies" if satisfactory.

Mr. Demmler moved

That the resolution be amended by inserting the word "studies" where the word "plans" are now embodied in the resolution.

Which motion prevailed.

And the resolution, as amended, was adopted.

Mr. McArdle moved

That the Clerk be instructed to advertise, under the Act of 1895, Bill No. 3790, Ordinance for the improvement of Brookline boulevard.

Which motion prevailed.

The Chair presented

No. 3840. Communication from H. L. Seaman, Superintendent, Bureau of Building Inspection, asking authority to expend from \$160.00 to \$200.00 for tests of tile submitted in the May-view contract.

Which was read and referred to the Committee on Finance.

Also

No. 3841.

City of Pittsburgh,
Office of the Mayor,
June 26, 1935.

To the President and
Members of City Council.
Gentlemen:—

I am returning Bill No. 3357, without my approval, for the reason that these activities can better be carried on by the Bureau of Recreation in the City.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Also

Bill No. 3357. Resolution authorizing and directing the City Controller to transfer the sum of \$10,000.00 from Code Account No. 1443, Police Salaries, Regular Employees, to Code

Account No. 1934-1, Federation of Social Agencies, Activities for Children in City Parks.

In Council, June 17, 1935, Read, Committee amendments agreed to, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

When the name of Mr. Demmler was called, he arose and said:

"Mr. President:— I personally feel these activities should be under the Bureau of Recreation, but do not wish to delay the work for the Summer, and I, therefore, vote Aye."

Ayes 7. Noes none.

And there being two-thirds of the votes of council in the affirmative, the resolution became a law notwithstanding the objections of the Mayor.

The Chair also presented

No. 3842.

City of Pittsburgh,
Office of the Mayor.

June 26, 1935.

To the President and Members
of City Council.

Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, Mr. Michael Stancati, Member of the Allegheny County Bar, of 5835 Morrowfield avenue, to the position of Police Magistrate to fill the vacancy now existing, and would ask for an

immediate confirmation of the same

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read.

Mr. Kane moved

That the Communication be referred to the Committee on Finance.

Which motion prevailed.

Mr. Demmler and Mr. Garland (President) voting NO.

Mr. Evans (by request) presented

No. 3843. Resolved, That the President of Council be instructed to appoint a committee of three Councilmen to confer with the County Commissioners on the subject of the allotment of damages between the City and County on the Saw Mill Run boulevard improvement.

Which was read.

Mr. Evans moved

The adoption of the resolution.

Mr. McArdle asked Mr. Evans, at whose request he presented the resolution, and Mr. Evans stated he had presented it at the request of Mr. Tranter.

Mr. McArdle stated

That he did not believe the City should bear any portion of the expense of this improvement, and the adoption of the resolution would be an acknowledgement of the City's liability.

Mr. Kane moved

That the resolution be referred to the Committee on Finance.

Which motion prevailed.

And there being no further business before the meeting, the Chair declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, July 1, 1935

No. 30.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, July 1, 1935.

Council met.

Present:—Messrs.

Demmler Magee

Evans Garland (Pres't)

Absent:—Messrs.

Anderson Kafe

Gallagher McArdle

Huston

And there not being a quorum in attendance,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, July 8, 1935

No. 31.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.,

Monday, July 8, 1935.

Council met.

Present:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	McArdle

Absent:—Mr. Garland (Pres't)

Mr. Kane moved

That, in the absence of Mr. Garland, Mr. Gallagher act as President pro tem.

Which motion prevailed.

And Mr. Gallagher took the Chair.

PRESENTATIONS.

Mr. Anderson presented

No. 3844. Report of the Department of Public Safety (Bureau of Police) advising of injuries received by

Edward Klein, 69 Lawn street, by falling down Hamlett street steps.

Also

No. 3845. Report of the Department of Public Safety (Bureau of Police) relative to accident involving truck of the Meadow Gold Dairy Company at Bayard and Neville streets.

Also

No. 3846. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1447, Item B, Miscellaneous Services, to Code Account No. 1450, Item D, Materials, Bureau of Police Department of Public Safety.

Which were severally read and referred to the Committee on Finance.

Also

No. 3847. Communication from Mrs. Jennie N. Newcomer, 301 Meyran avenue, complaining of noise by boys congregating on the street.

Which was read and referred to the Committee on Public Safety.

Also

No. 3848. Communication from the Department of Public Safety advising of institution of 60-day trial, effective July 17, 1935, of No Parking at any time on St. Clair street between Bowden and Bunkerhill streets, easterly side.

Which was read, received and filed.

Also

No. 3849. Communication from the Department of Public Safety advising of institution of 60-day trial, effective July 17, 1935, of No Parking 8:00 A. M. to 9:30 A. M., on West Liberty avenue between Saw Mill Run boulevard and the City Line, easterly

side; and No Parking 4:30 P. M. to 6:00 P. M. on West Liberty avenue between Saw Mill Run boulevard and the City Line, westerly side.

Which was read, received and filed.

Also

No. 3850. Communication from the Department of Public Safety advising of institution of 60-day trial, effective July 17, 1935, of Two Hour Parking 8:00 A. M. to 6:00 P. M. on Federal street between River avenue and Lacock street, both sides.

Which was read, received and filed.

Also

No. 3851. Communication from the Department of Public Safety advising of institution of 60-day trial, effective July 15, 1935, of one hour parking 9:30 A. M. to 6:00 P. M. on Penn avenue between Barbeau street and Liberty avenue, northerly side; No Parking 8:00 A. M. to 6:00 P. M. on Oliver avenue between Smithfield street and Liberty avenue, Northerly Side; one-hour parking 9:30 A. M. to 6:00 P. M. on the easterly side of Market street between Water street and Second avenue, between Third avenue and Fourth avenue, and between Diamond street and Fifth avenue; No Parking 8:00 A. M. to 9:30 A. M. and 4:30 P. M. to 6:00 P. M., with One-hour Parking 9:30 A. M. to 4:30 P. M. on Grant street between Water street and Fourth avenue, both sides; between Fourth avenue and Diamond street, easterly side; between Diamond street and Fifth avenue, both sides; between Fifth avenue and Webster avenue, easterly side; between Oliver avenue and Sixth avenue, westerly side; between Sixth avenue and Liberty avenue, both sides; No Parking 4:30 P. M. to 6:00 P. M. with One-hour Parking 9:30 A. M. to 4:30 P. M. on Dusuesne way between the Duquesne way ramp west of Barbeau street to Ninth street, southerly side; 15 Minute Parking 9:30 A. M. to 6:00 P. M. on Wood street between Liberty avenue and Sixth avenue, easterly side; 15 Minute Parking 9:30 A. M. to 6:00 P. M. on Third avenue between Wood street and Ross street, northerly side; 15 Minute Parking 9:30 A. M. to 6:00 P. M. on Fourth avenue between Ferry street and Ross street, southerly side.

Which was read, received and filed.

Mr. Demmler presented

No. 3852. Communication from the Budget Controller relative to conditions at Traffic Court.

Which was read and referred to the Committee on Finance.

Mr. Kane presented

No. 3853. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with the American Reduction Co., of Pittsburgh, for the purpose of permitting the City of Pittsburgh to dispose of street sweepings and other refuse delivered by the Bureau of Highways and Sewers' vehicles to the Second avenue dump of the American Reduction Co.

Also

No. 3854. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a retaining wall on Bigelow boulevard, in the vicinity of the Seventeenth Street Incline, and providing for the payment of the costs thereof.

Also

No. 3855. An Ordinance widening Crosby avenue, 19th Ward, City of Pittsburgh, at the intersections of all streets between and including Pauline avenue and Alcott way, and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3856. Petition for the improvement of Waldo street, 27th Ward, with LWD forces.

Also

No. 3857. Communication from the Department of Public Works urging action on Bill No. 3565, An Ordinance authorizing repairs to the 48" steel water line across Allegheny River at 26th Street.

Also

No. 3858. Communication from the Department of Public Works suggesting a further conference between the Department and the Director of

LWD for the purpose of formulating a work relief program to be carried out under the Work Progress Administration.

Which were severally read and referred to the Committee on Public Works.

Mr. Magee presented

No. 3859. Resolution authorizing the Collector of the Department of Delinquent Taxes to accept the sum of \$230.00 from Giovanni Capezzuto, in full settlement of taxes and water rents on his property at 210 Omega street, 12th Ward, for the years 1931 to 1935, inclusive, including penalty, interest, advertising and costs, and, upon payment of said amount to the Delinquent Tax Collector, to satisfy all the taxes and water rents on this property for the said years, including lien for the 1931 taxes and water rents at No. 3847 October Term 1934.

Which was read and referred to the Committee on Finance.

Also

No. 3860. Communication from Frank Dileo, 7610 Tioga street, complaining that he has been discriminated against by certain breweries.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 3861. Resolution authorizing, directing and empowering the Director of the Department of Public Works to release Mr. William Anags of any further claim for rental under oral lease of the property at the corner of East Ohio and Diamond streets, occupied by him from February, 1933, to June, 1935, and authorizing the City Controller to enter proper record thereof.

Also

No. 3862. Communication from Silvio Santoni, 1600 Lincoln avenue, asking that the City accept \$500.00 in settlement of delinquent taxes.

Also

No. 3863. Resolution authorizing and directing the City Controller to make the following transfers of funds, aggregating \$3,000.00, within

the Bureau of Highways & Sewers:

FROM CODE ACCOUNT

No. 1622, Wages,	\$ 700.06
No. 1631, Wages,	10.68
No. 1637, Wages,	289.10
No. 1644, Wages,	701.34
No. 1623, Wages,	300.00
No. 1624, Wages,	998.82

\$3,000.00

TO CODE ACCOUNT

No. 1625, Miscellaneous Services Cleaning Highways,	\$3,000.00
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Also

No. 3864. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into Articles of Agreement with Ben Carr, granting to said Ben Carr the right to operate and maintain a riding school in Schenley Park and to occupy Schenley Park Oval Stables in connection therewith, for a period of twenty-seven (27) months, and fixing the terms and conditions for same.

Also

No. 3865. Communication from James P. Kirk, City Treasurer, enclosing statement of collection of delinquent taxes for the period June 16th to June 30th, inclusive; also statement of accounts of the City Solicitor.

Also

No. 3866. Resolution authorizing the issuing of a warrant in favor of Ellen Hamel, 210 Pinecastle avenue, City, in the sum of \$400.00, in full settlement of her claim against the City for personal injuries sustained on February 16, 1935, on steps leading from Pinecastle avenue to Glenbury street, Pittsburgh, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 3867. Resolution authorizing the issuing of a warrant in favor of Arthur Silverman, 2115 Bedford avenue, City, in the sum of \$325.00, in full settlement of his claim against the City for personal injuries sustained March 29, 1935, at 715 Kirkpatrick street, Pittsburgh, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 3868. Resolution authorizing the issuing of a warrant in favor of Sarah J. Noel and Gilbert Noel, her husband, 1940 Greenleaf street, City, in the sum of \$120.00, in full settlement of their claim against the City for personal injuries sustained to Mrs. Noel on April 13, 1934, on Greenleaf street, Pittsburgh, and charging the same to Code Account No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

The Chair (Mr. Gallagher), for President Garland, presented

No. 3869. Report of the Department of Public Safety relative to need of a new municipal building at Ohio and Federal streets, the money for said building to be obtained from the Federal Government.

Also

No. 3870. Resolution authorizing and directing the Department of Assessors to exonerate property of the Y. M. C. A., fronting 100 feet in Forbes street and running 135 feet to Gerts way, from payment of taxes for the year 1935.

Also

No. 3871. Communication from Three Hills Post No. 565, American Legion, Lager and Hatteras streets, N. S., requesting reduction in rate to 7 cents per 1000 gallons on delinquent and future bills for water.

Also

No. 3872. Communication from the Allied Boards of Trade asking for a hearing on the matter of transportation by municipal ownership or otherwise and urging the passage of the ordinance abolishing the Transit Commission.

Also

No. 3873. Communication from the Western Pennsylvania Branch of the National Economy League opposing the McGinnis bill for the use of the City assessments as a basis for County taxes, which passed the Legislature and is now on the Governor's desk.

Also

No. 3874. Communication from the Unemployment Councils, Pittsburgh District, asking for a hearing relative to type of works relief program to be inaugurated in Pittsburgh.

Also

No. 3875. Communication from the Peoples Consumers League of Pittsburgh asking for a hearing relative to unlawful arrests by the police; and also to ask Council's assistance to have prices of meat reduced.

Also

No. 3876. Communication from the Fidelity Trust Company submitting proposition as Executors of the Estate of Frederick C. Renziehausen to purchase the McIlroy property at President way and Antietam street, Tenth ward, for a playground.

Which were severally read and referred to the Committee on Finance.

Also

No. 3877. Communication from J. F. Laboon, Local Works Director, Emergency Relief Administration, 544 Oliver building, calling attention to the fact that several projects sponsored by the City Planning Commission have many employed as project heads, assistant projects heads and chiefs of party who do not reside in the City.

Also

No. 3878. Communication from James P. Clarence, 455 Oneida street, 19th Ward, complaining of unsightly weeds on unfinished sidewalks on Oneida street.

Also

No. 3879. Communication from the Uptown Board of Trade relative to improvements, such as playgrounds, street repairs, extension of entrance to Armstrong Tunnels to Fifth and Wylie avenues and additional traffic lights, and better police protection.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3880. Communication from the Sheraden Board of Trade relative to the vacation of a portion of Idola

street, 20th Ward, adjoining the athletic field of the Langley High School.

Also

No. 3881. Communication from Pittsburgh Gear and Machine Company, 27th and Smallman streets, objecting to the re-locating of the Pennsylvania Railroad tracks on Smallman street in connection with the repaving of the street.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 3882. Communication from J. F. Duddy, Chairman of the Committee of the Pittsburgh Hotelmen's Association, protesting against the new elevator ordinance.

Also

No. 3883. Communication from John S. Craig, 355 S. Aiken avenue, complaining of parking of cars by workmen in auto shops on Baum blvd., on Harriett, S. Graham streets, S. Aiken and S. Atlantic avenues.

Which were read and referred to the Committee on Public Safety.

Also

No. 3884. Communication from F. Braun, 1251 Ingham street, N. S., Pittsburgh, protesting against the action of Council in passing on the proposed playgrounds to be located on Marshall avenue on land owned by Councilman Evans.

Which was read, received and filed.

Also

No. 3885. Communication from Paul C. Dunlevy, 307 Fourth avenue, expressing appreciation for the action taken to prohibit the sale and use of fireworks.

Which was read, received and filed.

Also

No. 3886. Communication from K. R. Hammers, of the H. J. Heinz Company, expressing appreciation for the elimination of the sale and use of fireworks.

Which was read, received and filed.

Also

No. 3887. Communication from

Glenwood Lodge No. 318, Brotherhood of Locomotive Firemen and Engine-men, objecting to the action of Council in going on record as being in favor of the Lake Erie and Ohio Ship Canal attached to the Rivers and Harbors bill.

Which was read, received and filed.

Also

No. 3888. Communication from the Federation of Social Agencies of Pittsburgh and Allegheny County expressing appreciation for the action taken in authorizing the Day Camp program for this Summer.

Which was read, received and filed.

Also

No. 3889. Communication from the Borough of Greentree inviting the members of Council to attend the Golden Anniversary celebration of the borough's incorporation, on Saturday, July 13th and Sunday, July 14th, 1935.

Which was read, received and filed, and as many members as possible requested to attend.

Also

No. 3890. Communication from F. E. Shaughnessy, Kelly street, thanking Council for the hospitality extended to Hon. Michael MacWhite, Irish Minister to the United States.

Which was read, received and filed.

Also

No. 3891. Communication from E. I. Clark, 1207 Porterfield street, requesting a hearing before Council on his proposal to teach the Harmonica to Pittsburgh playground children.

Which was read, received and filed, and hearing arranged for Wednesday, July 10, 1935, at 2:30 P. M.

Also

No. 3892. An Ordinance authorizing the issuance of warrants in favor of Michael Manfreda in the sum of \$204.45; Auto Rental Company in the sum of \$245.46, and Tony Santimauro in the sum of \$169.20.

Which was read and referred to the Committee on Finance.

Mr. Magee presented

No. 3893. An Ordinance authorizing the making of a contract with

Davies, Stuart & Harrigan, of Harrisburg, Pa., to represent the City of Pittsburgh before the Department of Revenue and the Board of Finance and Revenue in re. securing a resettlement and/or refund of the Municipal Loans Tax.

Which was read and referred to the Committee on Finance.

The Chair (Mr. Gallagher) presented No. 3894.

CITY OF PITTSBURGH
OFFICE OF THE MAYOR

July 1, 1935.

To the President and
Members of City Council.

Gentlemen:—

I return herewith, without my approval, Bill No. 3693, being a Resolution passed by Council accepting an offer by Deed of gift to the City from the Executors and Trustees of Fred C. Renziehausen for property in the 27th Ward of the City to be used and maintained as a playground at the expense of the City.

My reasons for disapproving this Resolution in my opinion are proper and sufficient. The City is already burdened at this time with a great amount of real estate and land which is unnecessary, and to accept this tract of land with the charges and burdens placed upon it by the Deed of Gift and the Resolution of Council, does not seem to me at this time to warrant the City in accepting the same.

The use of this tract of land as a playground has been rejected by the Department of Public Works and the Bureau of Recreation as being entirely unnecessary and not desired by that Department and Bureau for use by the Department and the Bureau of Recreation at the present time.

I am necessarily influenced by the attitude of my Department heads in such matters, and the acceptance of this property will immediately involve the expenditure of a large sum of money for equipment, etc. which the City can ill afford to expend this year, and in addition thereto the maintenance will involve a very heavy expenditure, which certainly is undesirable.

In addition thereto I think that the Council should make a thorough and complete investigation of this transac-

tion as to the real ownership of the property, the purpose of the gift and the reasons for offering it to the City in view of the fact that slum areas are so greatly in need of playgrounds and property can be secured for taxes.

On the fact of the Resolution the entire transaction appears quite beneficial, but my own investigation of the matter impels me to consider the circumstances behind the offer and doubtless controlling the same, which I think it would be proper for the Council to become familiar with by a complete and open investigation and explanation.

I quote from a letter of the Twenty-seventh Ward Civic Organization:—

"If it is the desire to establish a playground in this vicinity, a survey of which has been made by the Buhl Foundation, the property on the plateau known as the Kelly and Adams property, back of Ingham street, is the logical site. This site is endorsed by the said survey. In addition to being nearer the center of population of children who would use the playground, this property would serve the parochial school almost adjoining this site. This property is large enough to establish fields suitable for mushball games, and tennis courts, swings, sand boxes, and other esulpment for the smaller children, thereby keeping them off the dangerous streets.

Our other objection to the Marshall avenue frontage is that it takes good, paved street building lots, which would in a few years be built upon and yield a revenue to the city through taxation on the improvements and lots. Playgrounds need not be established on high tax revenue properties."

I attach hereto a copy of letter from the Department of Public Works, which as above stated has also influenced me in disapproving this Bill.

Respectfully yours,

WM. N. McNAIR,
Mayor.

June 19, 1935.

Finance Committee,
City Council.
Gentlemen:—

IN RE: Council Bill No. 3693.

Supplementing our report to Council covering the acquisition of Marshall avenue playground site, I ask that this be withheld from action because of the fact that the Planning Commission are making contact with the School Board to ascertain whether the Oliver High School recreation grounds could be used for recreational purposes in that area. If such an arrangement could be made, it will then make it unnecessary for the City to acquire additional property for playground purposes in this area.

Yours very truly,

L. M. JOHNSTON,
Director.

Which was read.

Also

Bill No. 3693. Resolution accepting the offer of the Estate of Frederick C. Renziehausen, Deceased, of property in 27th Ward, Pittsburgh, at the northeast corner of Sorrell avenue and Marshall avenue, for playground purposes.

In Council, June 24, 1935, Read, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. Kane moved

That action on the communication and resolution be deferred until the next meeting of Council.

Which motion prevailed.

Mr. McArdle moved

That the opponents to the proposed playground site offered by Estate of Frederick C. Renziehausen, Deceased, at corner of Sorrell and Marshall avenues, be given a hearing on Wednesday afternoon next.

Which motion prevailed.

Mr. Anderson, at this time, presented

No. 3895. Resolution authorizing the issuing of a warrant in favor of Eva Kornakowsky, 861 S. Canal street, Pittsburgh, Pa., in the sum of \$, on account of injuries sustained by being run down by a mounted officer's horse on 4th Avenue in November, 1932, and charging the same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Mr. McArdle arose and said:

Mr. President:— I wish to call your attention to the fact that Council passed a resolution on May 27th, asking the Department of Public Works to prepare plans and submit them to the Law Department in order that that department begin proceedings for condemnation of the property ordered condemned in 19th Ward six weeks ago, and some time since they have been prepared and are still in the hands of the Director of the Department of Public Works, although this resolution passed asking for action as quickly as can be had, and I just want to call the attention of the Director to the provisions of this resolution and move.

That he be asked to conform to the purposes of the resolution immediately. Which motion prevailed.

Mr. Kane moved

To reconsider the action by which

Bill No. 3837. Resolution requesting the Commissioners of Allegheny County to place upon the ballots at the municipal election in the year 1935 the question provided in the Act of Assembly approved of determining the will of the electors of the municipality with respect to the allowance or disallowance of motion picture exhibitions on Sunday.

In Council, June 28, 1935, was read and referred to the Committee on Finance.

Which motion prevailed.

And the question recurring, "Shall the resolution be referred to the Committee on Finance?"

The motion did not prevail.

Mr. Kane moved

That the resolution be amended by inserting in blank space, after the word "approved" the words "July 3rd, 1935."

Which motion prevailed.

Mr. Kane moved

The adoption of the resolution, as amended.

Which motion prevailed.

Mr. McArdle moved
That the Minutes of Council of
Monday, June 24th, Friday, June 28th,
and Monday, July 1st, 1935, be ap-
proved.

Which motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, July 15, 1935

No. 32.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY.....Ass't City Clerk

Pittsburgh, Pa.

Monday, July 15, 1935.

Council met.

Present:—Messrs.

Anderson Kane

Demmler Magee

Evans McArdle

Gallagher Garland (Pres't)

Huston

PRESENTATIONS

Mr. Huston presented

No. 3896. Report of the Department of Public Health showing amount of rubbish and garbage removed during the month of June, 1935.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 3897. Communication from F. H. Smith, Commanding General, War Veterans' Association of America, asking for the erection of a flood wall at

the head of Sterritt street to prevent the flooding of streets in that vicinity.

Which was read and referred to the Committee on Public Works.

Also

No. 3898. Communication from the Director of the Department of Public Health reporting the Department's inability to handle the weed-growth situation in the City, and suggesting this be done by the Bureau of Parks.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Kane presented

No. 3899. Communication from the Department of Public Works submitting report on Financial Status of Unemployment Relief Projects.

Also

No. 3900. Communication from the Department of Public Works submitting petition for the improvement of the paths in McKinley Park; and reporting thereon.

Also

No. 3901. Communication from the Department of Public Works calling attention to urgency of certain improvements in the Bureau of Water and Bureau of Engineering.

Also

No. 3902. Communication from the Department of Public Works transmitting Preliminary Schedule for the Proposed Works Progress Administration Program of Work Relief.

Also

No. 3903. Preliminary Schedule, Works Progress Administration, De-

partment of Public Works, City of Pittsburgh.

Also

No. 3904. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, by changing the Zone Map, Sheet Z-N10-E30, so as to change from an "A" Residence Use District to a Commercial Use District all that certain property fronting on the westerly side of South Highland avenue from Alder street southwardly for a distance of 240.00 feet.

Also

No. 3905. Resolution authorizing the issuing of a warrant in favor of Baldwin Township in the sum of \$407.82, for payment of the City's share of the maintenance and repairs to sewage treatment plant constructed in the Glass Run Drainage Basin in Baldwin Township, and charging the same to Code Account No. 1554, Sewer Repair Schedule, Division of Construction, Bureau of Engineering.

Also

No. 3906. Communication from Vicent Imburgio, 1712 Beaver avenue, submitting request of the members of Queen of Heaven Church, 1432 Juniata street, in conjunction with D. M. Looretana Lodge, for the erection of a band stand for a public celebration on September 9th and 10th.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3907. Communication from

Frank F. Canuti, Attorney-at-Law, Pittsburgh, endorsing the appointment of Attorney M. Stancati as a Police Magistrate.

Which was read, received and filed.

Mr. McArdle presented

No. 3908. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into a contract with Adolphe F. DeWerth and the Pittsburgh Park and Playground Society for the employment of said Adolphe F. DeWerth as horticultural consultant and advisor to the Bureau of Parks, the compensation for the services so rendered to be paid by the Pittsburgh Park and Playground Society.

Also

No. 3909. An Ordinance authorizing and directing the Mayor and the Chairman of the Department of City Planning to advertise for proposals and to award a contract or contracts for the furnishing of material and/or services, equipment, machinery and tools, necessary for the conduct of the work, under the Direction of the Department of City Planning, for the calendar year 1935, and providing for the payment of the costs thereof.

Also

No. 3910. An Ordinance appropriating the sum of Fifteen Hundred (\$1500.00) Dollars from Public Works Relief Bonds, 1933, Series "C", Bond Fund 118, and the sum of One Thousand (\$1,000.00) Dollars from Bond Fund 118-3, Repair and Improvement of Sewers, and the sum of Twenty three Hundred (\$2300.00) Dollars from Bond Fund 118-1A, Bituminous Treatment of Slag Surfaced streets, amounting in the aggregate to Forty-eight Hundred (\$4800.00) Dollars, to Bond Fund 118-1, Repair and Improvement of streets, for the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and supervision, including engineering expenses, the labor to be provided from among the unemployed, for the continuation and completion of an Unemployment Relief Project carried out in conjunction with the Local Work Division of Allegheny County for the repair and

improvement of unimproved streets, in the Department of Public Works.

Also

No. 3911. Resolution authorizing and directing the City Controller to transfer the sum of \$6548.00 from Code Account No. to Code Account No. 1256, Wages, Regular Employees, Bureau of Sanitation, Department of Public Health.

Also

No. 3912. Resolution authorizing the issuing of a warrant in favor of Mrs. Margaret McLaughlin, widow, in the sum of \$300.00, in full settlement of any and all claims against the City by reason of personal injuries sustained as a result of her fall on February 4, 1935, on the sidewalk in front of No. 50 Congress street, and charging the same to Code Account No.

Also

No. 3913. Resolution authorizing and directing the City Controller to transfer the sum of \$412.50 from Code Account No. 1004, Newspaper Advertising, to Code Account No. 1002, Salaries, Regular Employees, City Clerk's Office.

Also

No. 3914. Resolution authorizing the issuing of warrants in the amount of \$200.00, to defray the City's share of expenses in sending representatives, consisting of a team of four players, to the National Public Links Golf Tournament at Indianapolis, Indiana, July 29th, to August 3rd, 1935, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 3915. WHEREAS. It is necessary to replenish several code accounts in the Bureau of Recreation to meet the requirements for the balance of the year of 1935, NOW, THEREFORE, BE IT

RESOLVED, That the City Controller be and he is hereby authorized and directed to transfer the sum of Four Thousand Six Hundred Forty-four (\$4,644.00) Dollars from various code accounts in the Bureau of Recreation,

Department of Public Works, to other code accounts in the same Bureau, as follows:—

FROM:

Code Acct. No. 1897 A-1, Sal. Reg. Emp.-Office	\$ 74.00.
Code Acct. No. 1908 A-1, Sal. Reg. Emp.-Women & Children	753.00.
Code Acct. No. 1914 A-1, Sal. Reg. Emp.-Men and Boys	514.00.
Code Acct. No. 1920 A-4, Wages Temp. Emp.- Summer Swim. Pls.	1,500.00.
Code Acct. No. 1923 A-1, Sal. Reg. Emp. Oliver Swim Pool	245.00.
Code Acct. No. 1924 A-4, Wages Temp. Emp.- Oliver Swim. Pool	253.00.
Code Acct. No. 1929 A-4, Wages Temp. Emp.-Sue Murray S. Pl.	440.00.
Code Acct. No. 1935 A-2, Sal. Temp. Emp.-Car- negie Lake S. Pl.	415.00.
Code Acct. No. 1936 A-4, Wages Temp. Emp.-Car- negie Lake S. Pl.	450.00.

TOTAL \$4,644.00.

TO:

Code Acct. No. 1900 A-1, Sal. Reg. Emp.-Grounds & Buildings	\$3,062.00.
Code Acct. No. 1907-F, Equipment-Grounds and Buildings	\$1,582.00.

TOTAL \$4,644.00.

Also

No. 3916. Resolution authorizing and directing the City Solicitor to accept the sum of \$50.00 from Charles W. Bertges, in full settlement of all claims, including interest and lien, for the grading, paving and curbing of Norton way, assessed against John W. and Lorenda Parker, and upon such payment, to satisfy of record the lien filed against the aforesaid property, and charging all costs thereon to the City of Pittsburgh.

Also

No. 3917. Communication from Herman Kamin, 5862 Forbes street, clarifying his proposal to the City, under date of May 14, 1935 (Bill No. 1198), to exchange property adjacent to Moore Playground for exoneration of City taxes.

Which were severally read and referred to the Committee on Finance.

Also

No. 3918. Communication from S. Kamenski asking for the construction of a public sewer on Brook street, 29th Ward.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 3919. Communication from Stephen J. Cox, Secretary, National Amateur Base Ball Federation, asking the City to appropriate \$250.00 to help defray expenses of representative team to play in the tournament at Cleveland, Ohio, in September.

Also

No. 3920. Communication from Fred C. Baur, Magistrate, Traffic Court, relative to forfeit of \$15.00 of Harry F. Smith, 31-75 Twenty-ninth street, Astoria, N. Y., for appearance in Traffic Court.

Which were read and referred to the Committee on Finance.

Also

No. 3921. Communication from East Liberty Chamber of Commerce requesting that more band concerts be allotted to Highland Park.

Also

No. 3922. Communication from property owners and residents in the 500 block, Kirk avenue, 29th Ward, requesting a sewer on that street.

Also

No. 3923. Communication from H. C. Robinson, 971 Washington blvd., relative to making the property at 7113 Penn avenue, which is now in the "B" Zone, available for a funeral home.

Also

No. 3924. Communication from

property owners of the 4th District, 8th Ward, disapproving the proposed project to have a playground on the land bounded by Aspen street, Cypress street and properties adjoining Osceola street.

Also

No. 3925. Communication from property owners of Hazelton avenue, 26th Ward, requesting the improving of street surface of Hazelton avenue.

Also

No. 3926. Communication from George A. Holmstrom, 715 Warrington avenue, relative to the condition of Laclede street, 18th Ward.

Also

No. 3927. Communication from Miss Stella M. Vitunic, 1322 Rescue street, N. S., relative to having sidewalks laid on Rescue street.

Also

No. 3928. Communication from W. D. George, 307 Fourth avenue, relative to repaving Mintwood street, 6th Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3929. Communication from the Vitro Manufacturing Co., relative to Bill No. 2872, an ordinance fixing the width and position of the roadway and sidewalks, establishing and re-establishing the grade of Greenway Drive, from Chartiers avenue to a point 98.06 feet west of the west line of Condor way.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3930. Communication from the Director of the Department of Public Safety advising that the Mayor and various departments of the City are undertaking a Pittsburgh Jubilee at Forbes Field on the tentative dates of August 22nd, 23rd and 24th, for a general review of the departments by the citizens.

Which was read and referred to the Committee on Public Safety.

Also

No. 3931. Communication from the Public Relations Committee of the Allegheny County Medical Society expressing appreciation for the passage of the ordinance prohibiting fireworks in Pittsburgh.

Which was read, received and filed.

Also

No. 3932. Communication from M. Cancelliere, Attorney-at-Law, Pittsburgh, endorsing the appointment of Attorney M. Stancati as a Police Magistrate.

Which was read, received and filed.

Also

No. 3933. Communication from John B. Fortunato, Attorney-at-Law, Pittsburgh, endorsing the appointment of Attorney M. Stancati as a Police Magistrate.

Which was read, received and filed.

Mr. Demmler presented

No. 3934. An Ordinance creating and establishing certain temporary positions in the Traffic Court, Office of the Mayor, fixing the rate of compensation therefor, and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 3935. Report of the Committee on Finance for July 9, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also

Bill No. 3805. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants as follows: Keystone Sand & Supply Co. in the sum of \$4.50; S. I. Agostini, \$4.00; A. J. Bakey, \$2.50; Frank Antonacchio, \$40.00; Troop Water Heater Co., \$3.15; Ross Polis, \$10.00; New York Zoological Society, \$1.25; The Rudolph Wurlitzer Co., \$27.25."

In Finance Committee, July 9, 1935, Bill read and amended by inserting before the words "Now, Therefore," the

following: "And, Whereas, Under the provisions of the Act of May 23rd, 1874, known as 'The Wallace Act', the City of Pittsburgh is authorized to direct the payment of any claims against the City of Pittsburgh without previous authority of Law where the City has received the benefit of the same," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. McArdle moved

To amend the bill in Section 1 by inserting in blank space, after the words "Code Account No.", the words, "1889, Materials, Bureau of Parks, Painting."

Which motion prevailed.

And the bill having been printed as amended and placed on the members' desks, was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3804. An Ordinance entitled, "An Ordinance amending Section 2 of Ordinance No. 36, approved by the Mayor February 16, 1935, entitled, 'An Ordinance creating certain temporary positions in the Department of Public Works, fixing the rate of compensation therefor, and providing for the payment of salaries thereof,' by increasing employment from a period not exceeding five (5) months to a period not exceeding (6) months."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were.

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3864. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into Articles of Agreement with Ben Carr, granting to said Ben Carr the right to operate and maintain a riding school in Schenley Park and to occupy Schenley Oval Stables in connection therewith, for a period of twenty-seven (27) months, and fixing the terms and conditions for the same."

Which was read.

Mr. McArdle moved

A suspension of the rule to

allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3802. Resolution authorizing the issuing of a warrant in favor of Eiler Lumber and Mill Company, 2328 Wharton street, City, in the sum of \$250.00, for use of private property of the company in the construction of a terra cotta sewer pipe extending from Midland avenue to Tearose way, 19th Ward, City, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3806. Resolution authorizing the issuing of a warrant in favor of Mrs. Alice Evans, 1625 Banksville road, in the sum of \$750.00, and a warrant in favor of Nancy Jane Beadling in the sum of \$50.00, in full settlement of their claims against the City of Pittsburgh for damage caused by the overflow of city sewer contaminating a well and cistern on the property of Mrs. Evans, by reason of which Nancy Jane Beadling contracted typhoid fever, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3807. Resolution authorizing the issuing of a warrant in favor of Laura Debor, 2204 Lynnbrook avenue, City, in the sum of \$200.00, in full settlement of her claim against the City of Pittsburgh for personal injuries sustained May 3, 1935, on Milan avenue boardwalk, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3866. Resolution authorizing the issuing of a warrant in favor of Ellen Hamel, 210 Pinecastle avenue, City, in the sum of \$400.00, in full settlement of her claim against the City of Pittsburgh for personal injuries sustained February 16, 1935, on steps leading from Pinecastle avenue to Glenbury street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3867. Resolution authorizing the issuing of a warrant in favor of Arthur Silverman, 2115 Bedford avenue, City, in the sum of \$325.00, in full settlement of his claim against the City for personal injuries sustained March 29, 1935, at 715 Kirkpatrick street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3868. Resolution authorizing the issuing of a warrant in favor of Sarah J. Noel and Gilbert Noel, her husband, 1940 Greenleaf street, City, in the sum of \$120.00, in full settlement of their claim against the City of Pittsburgh for personal injuries sustained to Mrs. Noel on April 13, 1934, on Greenleaf street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3680. Resolution accepting the proposal of Dominic Na-

varro to transfer and assign to the City of Pittsburgh his claims against the Union Indemnity Company, as the same are filed and of record with the Liquidation Division of the Insurance Department of the Commonwealth of Pennsylvania and the Bureau of Liquidations of the Insurance Department of the State of New York, as consideration in full for the satisfaction of the judgment entered against Dominic Navarro by the City of Pittsburgh in the Court of Common Pleas of Allegheny County at No. 3032 January Term, 1933, in the sum of \$1100.00, and authorizing and directing the City Solicitor to enter or cause to be entered of record satisfaction of said judgment upon receipt by him of proper assignments by said Dominic Navarro to the City of Pittsburgh on his claim against the Union Indemnity Company now filed with the respective Insurance Departments of the Commonwealth of Pennsylvania and the State of New York.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3861. Resolution authorizing, directing and empowering the Director of the Department of Public Works to release William Anags of any further claim for rental under oral lease of the property at the corner of East Ohio and Diamond streets, occupied by him from February, 1933, to

June, 1935, and authorizing the City Controller to enter proper records thereof.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution. Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3863. Resolution authorizing and directing the City Controller to transfer the following sums amounting in the aggregate to \$3,000.00, within the Bureau of Highways and Sewers, as follows:

From

Code Acct. 1622, Wages,	\$ 700.00
Code Acct. 1631, Wages,	10.68
Code Acct. 1637, Wages,	289.10
Code Acct. 1644, Wages,	701.34
Code Acct. 1623, Wages,	300.00
Code Acct. 1624, Wages,	998.82

\$3,000.00

To

Code Acct. 1625, Miscell.	
Services Cleaning High-	
Highways,	\$3,000.00

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution. Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3803. Resolution authorizing and directing the City Controller to transfer the sum of \$1,200.00 from Code Account No. 1920, A-4, Wages Temp. Emp., Sum. Swim. Pls, as follows:

To Code Acct. No. 1907, F,	
Equipment, Grounds &	
Bldgs.,	\$ 800.00

To Code Acct. No. 1941, F,	
Equip., Highland Park.	
Sw. Pl.,	400.00

\$1200.00

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution. Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3700. Resolution authorizing and directing the City Controller to transfer the sum of \$725.00 from Code Account 1270, Salaries, Regular Employees, to Code Account 1271, Miscellaneous Services, Bureau of Sanitation, for the purpose of paying street car fare.

In Finance Committee, July 9, 1935, Read and amended by striking out "\$725.00" and by inserting in lieu thereof "\$425.00," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle also presented

No. 3936. Report of the Committee on Finance for July 10, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3893. An Ordinance entitled, "An Ordinance authorizing the making of a contract with Davies, Stuart & Harrigan of Harrisburg, Pa., to represent the City of Pittsburgh before the Department of Revenue and the Board of Finance and Revenue in re, securing a resettlement and/or refund of the Municipal Loans Tax."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings

and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Kane presented

No. 3937. Report of the Committee on Public Works for July 9, 1935, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3787. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 246, approved by the Mayor August 6, 1934, entitled, 'An Ordinance appropriating and setting aside certain sums, including engineering and other necessary expenses, for general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, in the Department of Public Works, from the proceeds of the sale of General Improvement Bonds, 1934, authorized by Ordinance No. 182, approved June 30, 1934,' in so far as the same relates to Street Repaving and Concrete Steps."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3789. An Ordinance entitled, "An Ordinance amending Ordinance No. 240, approved by the Mayor July 31, 1934, entitled, 'An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award contracts for making general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, and providing for the payment of the cost thereof from funds specifically appropriated therefor from the proceeds of the sale of General Improvement Bonds, 1934,' by amending the portions thereof which relate to Street Repaving and Concrete Steps."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3853. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with the American Reduction Co., of Pittsburgh, for the purpose of permitting the City of Pittsburgh to dispose of street sweepings and other refuse delivered by the Bureau of Highways and Sewers' vehicles to the Second avenue dump of the American Reduction Co."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes: Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3854. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for

proposals and to award a contract or contracts for the construction of a retaining wall on Bigelow boulevard, in the vicinity of the Seventeenth Street Incline, and providing for the payment of the costs thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes: Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 3938. Report of the Committee on Public Service and Surveys for July 9, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3783. An Ordinance entitled, "An Ordinance re-fixing the width and position of the easterly sidewalk and the roadway and re-establishing the grade of Protectors place, from a point 7.30 feet south of the first angle north of Centre avenue to a point 57.0 feet north of the first angle south of Wylie avenue."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes in Council being in the affirmative, the bill passed finally.

Also

Bill No. 3784. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway, the southerly sidewalk and the northerly sidewalk and steps, and establishing and re-establishing the grade of Cutler street, from Perrysville avenue to Wilson avenue."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Magee presented

No. 3939. Report of the Committee on Parks and Libraries for July 9th, 1935, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3801. Resolution authorizing the issuing of warrants in favor of Walter C. Scott, William E. Hoover and Allen H. Neal for 13 days each from June 11th to June 23rd, 1935, inclusive, amounting to \$86.67 each, for services rendered in preparing plans for Bureau of Parks for Unemployment Relief Project, and charging same to Code Account No. 1799-1.

Which was read.

Mr. Magee moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

The Chair, at this time, presented

No. 3940. Communication from the Director of the Department of Public Works asking for the replacement of a Dodge Truck which has been in City's service for the past eight years and is practically worn out.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented from the Committee on Finance.

Bill No. 3842. Communication from the Mayor appointing Michael Stancati as Police Magistrate.

In Finance Committee, July 9, 1935

ordered returned to Council for action. Which was read, received and filed.

Mr. McArdle presented

No. 3941. RESOLVED, That the appointment by the Mayor of Michael Stancati, 5835 Morrowfield avenue, City, to the position of Police Magistrate, be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion, the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of council being in the affirmative, the motion prevailed.

The Chair took up at this time

Bill No. 3894. Communication from the Mayor returning without approval Bill No. 3696, Resolution accepting Deed from Frederick C. Renziehausen, Estate for property to be known as "The Sophia Evert Playground No. 3."

In Council, July 8th, 1935, Read and action deferred until next meeting.

Which was read.

Also

Bill No. 3693. Resolution accepting offer of Frederick C. Renziehausen Estate to dedicate property on Marshall avenue to be known as "Sophia Evert Playground No. 3."

In Council, July 8, 1935, Resolution returned without Mayor's approval and action deferred until the next meeting.

Which was read.

The Chair also presented

No. 3942. Petition of Residents of the 21st and 27th Wards urging the acceptance by the City of the Gift of property located on Marshall avenue and Sorrell street by the

Renziehausen Estate, as a playground site.

Which was read.

Mr. Magee moved

That the communication and resolution be laid over in order that all persons interested may be heard.

Mr. McArdle stated

That he questioned whether or not Council had the right to further delay action on the veto.

Mr. Magee stated

That the matter had been up before, and there was a court decision in a borough case, where action had been delayed on a veto for six weeks; the court declaring it lawful.

The Chair stated

That by not acting upon the veto at this meeting might be a reason to question its legality.

And the question recurring on the motion

That the communication and resolution be laid over in order that all persons interested may be heard.

The motion prevailed.

The Chair presented

No. 3943.

OFFICE OF THE MAYOR

July 9, 1935.

To the President and Members
of City Council:

I am returning Bill No. 3781 without my approval for the reason set forth in the attached letter from the Director of Public Works.

WM. N. McNAIR,

Mayor.

DEPARTMENT OF PUBLIC WORKS

July 8th, 1935.

Hon. Wm N. McNair, Mayor,
City of Pittsburgh.

Dear Sir:—

We recommend that you disapprove Bill No. 3781, which authorizes and directs the Department of Public Works to enter into a lease with George Smith, 6646 Primo street, for a plot of ground in Highland Park, at or near the Carnegie Lake Swimming Pool, for a refreshment stand.

We recommended against the leasing

of a temporary concession at this location in our letter of June 17th, regarding Bill 3663, copy of which is attached. Although Bill No. 3781 provides that the concession shall be located and designed in accordance with our approval and is subject to removal upon 60 days notice from this department, this lease would undoubtedly interfere with the erection of a permanent concession.

Furthermore, a commitment to this lease would undoubtedly be undesirable for the following reasons:

1. It will be unfair to the present concessionaire at the Stanton Avenue Entrance, who obtained his concession by competitive bidding and who pays \$300. per season rental. Most of his trade comes from people using the swimming pool and a new concession in that location, at a lower rental, would be unfair competition.

2. This Department has turned down several other applicants who have offered to build temporary concessions in this location. It is, therefore, unfair to erect a temporary concession without giving all applicants an equal chance.

3. This Department definitely intends to include the construction of a permanent concession stand at this location in the Unemployment Relief Program for construction this coming winter. This means that a temporary concession would have only three months to run and could not possibly make enough profit to justify the cost of erecting a temporary stand.

4. The concession would require water and electrical connections, with separate meters, neither of which are available at this location at the present time, and by the time they could be installed, the season would be too far gone to justify the expense.

Very truly yours,

L. M. JOHNSTON.

Director.

Which was read, received and filed.

Also

Bill No. 3781. Resolution authorizing and directing the Department of Public Works to enter into a lease with George Smith, 6646 Primo street, for plot of ground in Highland Park

at or near the Carnegie Lake Swimming Pool, for a refreshment stand; the location of the building and the design and construction thereof to be approved by the Department of Public Works; the rental to be \$25.00 per month and the lessee to occupy the building (to be constructed at his own cost and expense) until such time as the City of Pittsburgh has completed its own building, or upon sixty days' written notice by the Director of the Department of Public Works to vacate the said premises.

In Council, June 28, 1935. Read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Huston
Evans	Kane
Gallagher	McArdle

Noes:—Messrs.

Demmler	Garland (Pre's)
Magee	

Ayes 6. Noes 3.

And there being two-thirds of the votes of council in the affirmative, the resolution became a law notwithstanding the objections of the Mayor.

The Chair also presented
No. 3944.

July 11th, 1935.

President and Members of Council,
City of Pittsburgh.
Gentlemen:

An Emergency has arisen in the matter of the Water Supply to the North Side and Triangle Areas, which requires prompt action.

The forty-eight (48) inch Steel Water Line crossing the Allegheny River at 26th Street has developed a serious break. This Pipe Line is the only means whereby the North Side can be supplied with water in case of failure of the Steel Main from the Lanpher Reservoir to the City, and is likewise the only alternate means of supplying water to the Triangle Area in case of failure of the feeder line from Highland Reservoir No. 2 to the down town area.

To prevent a water famine that will result from the failure of either of the two feeder mains above mentioned, it is necessary to proceed quickly with repairs to the 26th Street River Crossing Pipe Line.

These repairs will require equipment for river construction which the City does not have and cannot readily obtain other than by letting a contract or contracts for the necessary repair work.

We therefore declare that a serious emergency exists by reason of the condition herein before outlined and urgently request that you approve and pass emergency legislation at once, making the necessary appropriation and authorizing the letting of a contract or contracts for said work.

The Department of Public Works estimates that the cost of this work will be Twenty-Five Thousand Dollars (\$25,000.00).

Yours very truly,

WM. N. McNAIR,
Mayor.

Approved:

JAMES P. KERR,
City Controller.

Which was read, received and filed.

Also

No. 3945. An Ordinance making an emergency appropriation of Twenty-five thousand dollars (\$25,000.00) for making repairs to the forty-eight (48) inch steel water line crossing the Allegheny river at Twenty-sixth street, with appurtenant work, and authorizing the letting of a contract or contracts for same.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And all of the votes of the members of Council present being in the affirmative, the bill passed finally as provided by Section 12 of the Act of May

31st, 1911, relative to the passage of bills in case of public emergency.

Mr. Huston moved

That the Minutes of Council of Monday, July 8, 1935, be approved.
Which motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, July 22, 1935

No. 33.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, July 22, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Absent:—Mr. Demmler.

PRESENTATIONS.

Mr. Anderson presented

No. 3946. Communication from the Department of Public Safety (Bureau of Police) advising of injuries to Albert Lahmer, age 12, of No. 17 Renova street, while swimming in City Pool No. 11, located at the Glenwood Bridge.

Which was read and referred to the Committee on Finance.

Also

No. 3947. Communication from

the War Veterans' Association of America asking that the ordinance prohibiting the display of merchandise on sidewalks be enforced.

Which was read and referred to the Committee on Public Safety.

Also

No. 3948. Communication from the Department of Public Safety advising of institution of 60-day trial of No Parking 8:00 A. M. to 9:30 A. M. and 3:30 P. M. to 5:00 P. M. on McPherson boulevard between Dallas avenue and Murkland avenue, both sides.

Which was read, received and filed.

Also

No. 3949. Communication from the Department of Public Safety advising of institution of 60-day trial of One Hour Parking 9:30 A. M. to 6:00 P. M. on Penn avenue between Thirteenth and Fourteenth streets, northerly side.

Which was read, received and filed.

Also

No. 3950. Communication from the Department of Public Safety advising of institution of 60-day trial of One-way Traffic on Alpine avenue between Arch and Monterey streets, westbound.

Which was read, received and filed.

Also

No. 3951. Communication from the Department of Public Safety advising of institution of 60-day trial of No Left Turn 4:30 P. M. to 6:00 P. M. from the south on Heinz street to the west on East Ohio street, daily except Sunday.

Which was read, received and filed.

Mr. Anderson (for Mr. Demmler) presented

No. 3952. An Ordinance granting unto the Peoples-Pittsburgh Trust Company the right and privilege to construct, maintain, use and operate a hand power sidewalk lift in the southerly sidewalk adjacent to its property at 308 Diamond street, First ward, City of Pittsburgh, Penna., said hand power sidewalk lift being located 77.17 feet eastwardly from the easterly line of Wood street and extending 4.33 feet eastwardly therefrom.

Also

No. 3953. An Ordinance fixing the width and position of the sidewalks and roadway and establishing the grade of Omaha street, from Bigam street to Merrimac street.

Also

No. 3954. An Ordinance re-establishing the grade of that portion of Merrimac street connecting with Omaha street.

Also

No. 3955. An Ordinance re-establishing the grade of Virginia avenue at the intersection of Merrimac street.

Also

No. 3956. An Ordinance re-establishing the grade of Merrimac street, from Virginia avenue to a point 100.0 feet northwardly therefrom.

Also

No. 3957. Communication from the Department of Law transmitting copy of letter addressed to Hon. C. J. Goodnough, Chairman of The Public Service Commission of Pennsylvania, relative to rates of South Pittsburgh Water Company.

Also

No. 3958. Communication from the Department of Law transmitting copy of letter from Hon. C. J. Goodnough, Chairman of The Public Service Commission of Pennsylvania, relative to rates of South Pittsburgh Water Company.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Evans presented

No. 3959. An Ordinance authorizing and directing the Mayor and the Librarian and Custodian of the Carnegie Free Library of Allegheny to make applications to the Director of the Relief Work Division of Allegheny County for the carrying out and completion or additional Unemployment Relief Projects, and authorizing the payment of such costs required for this construction as may not be assumed by the Relief Work Division of Allegheny County, including as may be necessary the rental or purchase of tools, plant, motor trucks and equipment, the payment of engineering and general supervisory expenses, miscellaneous services, repairs, materials and supplies, for the proper performance of said work.

Also

No. 3960. Resolution requesting the Director of the Department of Public Works to furnish a report as to the advisability of the construction of a swimming pool in Burgwin Park, 15th Ward, together with an estimate of the cost of the construction of said swimming pool.

Which were read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3961. Report of the Department of Public Welfare relative to furnishing ice for unemployed citizens group.

Also

No. 3962. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Five Hundred Thousand (\$500,000.00) dollars, and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purposes, viz: Providing food, clothing, fuel and shelter for and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support, and providing for the redemption of said bonds and the payment of interest thereon.

Which were read and referred to the Committee on Finance.

Mr. Huston presented

No. 3963. An Ordinance amending and Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, by changing the Zone Map, Sheet Z-S10-E30, so as to change from an "A" Residence Use and Second Area District to a Commercial Use and Third Area District, all that certain property at the southwesterly intersection of Batavia and Tokio streets, having a frontage of 56.96 feet on Batavia street and 85.68 feet on Tokio street.

Which was read and referred to the Committee on Public Works.

Also

No. 3964. An Ordinance authorizing the issuing of a warrant in favor of the Tri-State Printing Co., in the sum of \$182.06 for extra work in printing files of the Salary and Appropriation Ordinances for the use of Council.

Which was read and referred to the Committee on Finance.

Mr. Kane presented

No. 3965. Communication from the Catholic Institute of Pittsburgh asking that the property at the northwest corner of Penn avenue and Fourteenth street, used for religious purposes, be exempt from taxation.

Which was read and referred to the Committee on Finance.

Also

No. 3966. Communication from the Department of Public Works relative to fire in abandoned coal mine in the vicinity of Columbo and Evaline streets, and suggesting that immediate steps be taken to isolate this fire to prevent its spread.

Also

No. 3967. An Ordinance amending a portion of Section 1 of Ordinance No. 66, approved March 7, 1935, entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to request, or advertise for proposals, and to award a contract or contracts for making repairs and improvements to certain bridges and streets of the City, describing said work, and providing for the payment of the cost thereof".

Also

No. 3968. Report of the City Planning Commission relative to employment of non-residents as supervisory heads on LWD Projects.

Also

No. 3969. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the improvement of Mt. Washington roadway by widening and improving the intersection of Mt. Washington roadway with Grandview avenue, and authorizing the setting aside of the sum of Nine Thousand Five Hundred (\$9,500.00) Dollars for the payment of the cost of said work and One Thousand (\$1,000.00) Dollars for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Ten Thousand Five Hundred (\$10,500.00) Dollars from Bond Fund 221, Mt. Washington Roadway Improvement Bonds, 1926.

Also

No. 3970. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making repairs and improvements to the Columbus avenue bridge over the P. Ft. W. & C. Railroad, to the Schenley Park bridge over the P. J. Railroad, and to the Forbes street bridge over the P. J. Railroad, and describing said work, and providing for the payment of the costs thereof.

Also

No. 3971. Communication from the Department of Public Works relative to proposed state highway project for the Relocation, Widening and Reimprovement of the Library Road, State Highway Route 247, from Overbrook to Castle Shannon.

Also

No. 3972. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, by changing the Zone Map, Sheet Z-0-E30, so as to change from a "B" Residence Use and First Area District to an "A" Residence Use and Fifth Area District, all that certain property fronting on the northerly side of Covode street from a point 160.00 feet east of Murdoch street to a point 256.8 feet east of Murdoch street, and preserving a uniform depth of 115.00 feet.

Also

No. 3973. Communication from the Department of Public Works relative to postal card communication from Edward F. Klavon, North End of Tropical avenue, relative to the Tropical Avenue Dump in Beechview, which was discontinued by the City.

Also

No. 3974. Communication from the Department of Public Works transmitting communication from R. G. Blakely, Director of the Water Street Shelter of the Federal Transient Bureau, requesting loan of another moving picture projector that the Department has warehoused.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 3975. Resolution authorizing the issuing of a warrant in favor of Harry F. Smith, 3125 Twenty-ninth street, Astoria, New York, in the sum of \$15.00, refunding forfeit required by Traffic Court, which failed to postpone his hearing, as requested, and turned the forfeit into the City Treasury, Mr. Smith having later been discharged, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 3976. Resolution accepting the offer of the Executors and Trustees under the Will of Frederick C. Renziehausen, deceased, namely, the Fidelity Trust Company and Henry E. Renziehausen, to convey by deed of Gift to the City of Pittsburgh, certain real property in the 10th Ward of said City, beginning at the intersection of Antietam street and President way, for a playground for children, or a recreation center, to be known as "The Sophia Evert Playgrounds, No. 4".

Also

No. 3977. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the period July 1st to July 15th, inclusive; also statement of accounts of the City Solicitor.

Also

No. 3978. Resolution authorizing the issuing of a warrant in favor of Henry E. Weil in the sum of \$21.65, being the full amount of interest and penalty on delinquent City taxes erroneously paid by him prior to the year 1935 on property located in the 32nd Ward.

Also

No. 3979. Resolution authorizing and directing the City Controller to transfer the sum of \$5,200.00 from Code Account No. 1861, Wages, Temporary (Highland Zoo), to Code Account No. 1823, Wages, Temporary (Schenley Conservatory), Bureau of Parks, Department of Public Works.

Also

No. 3980. Resolution authorizing the issuing of a warrant in favor

of George Saltzman, No. 3 Magee street, City, in the sum of \$500.00, in full settlement of his claim against the City for personal injuries sustained March 1, 1935, on steps leading down to Comfort Station at the corner of Smithfield street and Fourth avenue, Pittsburgh, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3981. Communication from F. E. Tencate, Advisory Committee of the North Side Market House, regarding preparation for leasing space in the rehabilitated North Side Market House.

Also

No. 3982. Communication from L. Daniel Schmidt, Esq., 504 Grant building, relative to past six months' water bill of Albert Cartiff, 1936 Bedford avenue, and requesting a hearing.

Also

No. 3983. Communication from C. H. Abernathy, First National Bank building, relative to lot owned by J. H. Hillman, Jr., adjoining entrance to Grandview Park, and suggested method for City to pay for same.

Also

No. 3984. Communication from Carl Wilke, 1800 Noblestown road, 28th Ward, requesting that he be compensated in the sum of two dollars, the cost of refilling his fire extinguisher used in putting out fire on police motorcycle on July 3rd.

Also

No. 3985. Communication from the Allegheny County Real Estate Owners and Tax Payers' League asking early consideration of the departmental estimates for the 1936 budget.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 3986. Communication from the Federated Metals Corporation, Farmers Bank building, requesting the vacation of Winebiddle avenue, between Cypress street and the Pennsylvania Railroad.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3987. Communication from J. F. Laboon, District Director, Works Progress Administration, relative to funds for the bituminous treatment of streets under Project No. 02-B2-1085.

Also

No. 3988. Communication from the Board of Commissioners of Allegheny County asking for additional information on rates for supply of city water to the County North Park.

Which were read and referred to the Committee on Public Works.

Also

No. 3989. Communication from William Kaufman, Special Assistant City Solicitor, relative to the South Pittsburgh Water Company matter.

Also

No. 3990. Communication from C. J. Goodnough, Chairman, Public Service Commission, relative to rates of the South Pittsburgh Water Company.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 3991. Communication from Grafton Duvall, General Chairman, Greater Pittsburgh All Nations' Independence Day Festival, thanking Council for having made possible the fourth annual Independence Day festival.

Which was read, received and filed.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 3992. Report of the Committee on Finance for July 16, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3908. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Di-

rector of the Department of Public Works to enter into a contract with Adolphe F. DeWerth and the Pittsburgh Park and Playground Society for the employment of said Adolphe E. DeWerth as horticultural consultant and advisor to the Bureau of Parks, the compensation for the services to be paid by the Pittsburgh Park and Playground Society."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3910. An Ordinance entitled, "An Ordinance appropriating the sum of Fifteen hundred (\$1500.00) dollars from Public Works Relief Bonds, 1933, Series 'C', Bond Fund 118, and the sum of One thousand (\$1000.00) dollars from Bond Fund 118-3, Repair and Improvement of Sewers, and the sum of Twenty-three hundred (\$2300.00) dollars from Bond Fund 118-1A, Bituminous Treatment of Slag Surfaced Streets, amounting in the aggregate to Forty-eight hundred (\$4800.00) dollars, to Bond Fund 118-1, Repair and Improvement of Streets, for the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and supervision, including engineering expenses, the labor to be provided from among the unemployed, for the continuation and completion of

an Unemployment Relief Project carried out in conjunction with the Local Work Division of Allegheny County for the repair and improvement of unimproved streets, in the Department of Public Works."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3909. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Chairman of the Department of City Planning to advertise for proposals and to award a contract or contracts for the furnishing of material and/or services, equipment, machinery and tolls necessary for the conduct of the work, under the direction of the Department of City Planning, for the calendar year 1935, and providing for the payment of the costs thereof."

In Finance Committee, July 16, 1935. Bill read and amended in Section 1 by striking out the words "necessary for", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3934. An Ordinance entitled, "An Ordinance creating and establishing certain temporary positions in the Traffic Court, Office of the Mayor, fixing the rate of compensation therefor, and providing for the payment of the cost thereof."

In Finance Committee, July 16, 1935, Bill read and amended in Section 1 by inserting before the words "typists in the Traffic Court," the word "experienced," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time

and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3584. An Ordinance entitled, "An Ordinance authorizing the Mayor to issue and the City Controller to countersign a warrant in the sum of \$ to the order of D. Dinardo for extra work at the Filtration Plant on Contract No. 5001, and charge same to Code Account No. "

In Finance Committee, July 16, 1935, Bill read and amended in Section 1 and in the title by inserting in first blank space the amount "\$2100.00", and by striking out the words "Code Account No. "

" and by inserting in lieu thereof the words "Bond Fund No. 122-1," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3912. Resolution authorizing the issuing of a warrant in favor of Mrs. Margaret McLaughlin, widow, in the sum of \$300.00, in full settlement of any and all claims against the City by reason of personal injuries sustained as a result of her fall on February 4, 1935, on the sidewalk in front of No. 30 Congress street, and charging same to Code Account No.

In Finance Committee, July 16, 1935. Read and amended by inserting in blank space the words "42. Contingent Fund," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation,

Bill No. 3846. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1447, Item B, Miscellaneous Services, Bureau of Police, to Code Account No. 1450, Item D, Materials, Bureau of Police, Department of Public Safety.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3913. Resolution authorizing and directing the City Controller to transfer the sum of \$412.50 from Code Account No. 1004, Newspaper advertising, to Code Account No. 1002, Salaries, Regular Employees, City Clerk's Office.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes —Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Coun-

cil being in the affirmative, the resolution passed finally.

Also

Bill No. 3915. Resolution authorizing and directing the City Controller to transfer the sum of \$4,644.00 from and to various code accounts in the Bureau of Recreation, as follows:—

From

Code Acct. No. 1897 A-1, Sal.	
Reg. Emp., Office,	\$ 74.00
No. 1908 A-1, Sal.	
Reg. Emp. Women & Children,	753.00
No. 1914 A-1, Sal.	
Reg. Emp., Men & Boys	514.00
No. 1920 A-4, Wages	
Tem. Emp. Summ. Swim. Pls.	500.00
No. 1923 A-1, Sal.	
Reg. Emp. Oliver Swim. Pl.	245.00
No. 1924 A-4, Wages	
Temp. Emp., Oliver Swim. Pl.	253.00
No. 1929 A-4, Wages	
Temp. Emp., Sue Murray Swm. pool,	440.00
No. 1935 A-2, Sal.	
Temp. Emp., Carnegie Lake Swm. pl.	415.00
No. 1936 A-4, Wages	
Temp. Emp., Carnegie Lake Swm. pl.	450.00
	\$4644.00

To

Code Acct. No. 1900 A-1, Sal.	
Reg. Emp. Grounds & Bldgs.,	\$3062.00
No. 1907 F, Equip. Grounds & Bldgs.,	1582.00
Total	\$4644.00

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 3914. Resolution authorizing the issuing of warrants in the amount of \$200.00, to defray the City's share of expenses of four representatives to the National Public Golf Tournament to be held at Indianapolis, Ind., July 29, 1935, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Kane presented

No. 3993. Report of the Committee on Public Works for July 16, 1935, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3905. Resolution authorizing the issuing of a warrant in favor of Baldwin Township in the sum of \$407.82, payment of the City's share of the maintenance and repairs to sewage treatment plant, as per agreement between the said City and the said Township entered into December 28, 1927, and charging same to Code Account No. 1554, Sewer Repair Schedule, Division of Construction, Bureau of Engineering.

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,

the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Anderson presented

No. 3994. Report of the Committee on Public Safety for July 16, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 3318. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of One Motor Driven City Service Truck for the Bureau of Fire, Department of Public Safety, and providing for the payment thereof."

In Public Safety Committee, July 16, 1935, Bill read and amended in Section 1 and in the title by striking out the words "Motor Driven City Service Truck" and by inserting in lieu thereof the words "Triple Combination Automobile Pumper", and in Section 1 by striking out the amount "\$11,500.00" and by inserting in lieu thereof the amount "\$13,675.00," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Anderson moved

That the amendments of the Public Safety Committee be agreed to. Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read

and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Evans, at this time, obtained leave and presented

No. 3995. An Ordinance providing, for a limited period of time, for the incorporation as a body corporate and politic to be known as "City of Pittsburgh Authority"; authorizing said Authority to acquire, construct, improve, maintain and operate projects and to borrow money and issue bonds therefor; to enter into contracts with and to accept grants from the Federal Government, or any agencies thereof; the articles of incorporation of said Authority, and the rights, powers, duties and limitations of said Authority as authorized under the provisions of Act No. 2513 of the General Assembly of the Session of 1935, approved on June 28th, 1935.

Also

No. 3996. Resolution authorizing the issuing of a warrant in the sum of Five thousand (\$5000.00) dollars in favor of the Committee constituted to carry out the program of arranging and drawing plans for the holding of a Jubilee and Exposition on the 19th to 24th of August, 1935, in charge of Thos. A. Dunn, Chairman, and charging same to Code Account No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

Mr. Huston moved

That the Minutes of Council of Monday, July 15th, 1935, be approved. Which motion prevailed.

An on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Friday, July 26, 1935

No. 34.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Friday, July 26, 1935.

Council met pursuant to the following call:

CITY OF PITTSBURGH

Office of the Mayor.

July 23, 1935.

2 P. M.

Mr. Robt. Clark,
Clerk of City Council,
Pittsburgh, Pa.

Dear Sir:

Will you kindly call a special meeting of Council on Friday, July 26, 1935, 2 P. M., (E. S. T.) for the purpose of considering an appeal on the Italo-Abyssinian situation.

Respectfully yours,

WM. N. McNAIR.

Mayor.

Which was read, received and filed.

Present:—Messrs.

Anderson

Kane

Evans

Magee

Gallagher

Garland (Pres't)

Huston

Absent:—Messrs.

Demmler

McArdle

The **Chair** (at the request of the Mayor) presented

No. 3997. WHEREAS, Differences have arisen between the Kingdom of Italy and the Kingdom of Abyssinia, which may lead to war and spread to other countries; and

WHEREAS, The City of Pittsburgh numbers among its inhabitants sympathizers with both of these countries, and it is the duty of this country to do all it can to prevent another war with all of its sufferings; Therefore, be it

RESOLVED, by the Council and Mayor of the City of Pittsburgh in special session assembled, That the Mayor be instructed to communicate with Honorable Benito Mussolini at Rome, Italy, urging upon him the submission of his differences with Abyssinia to arbitration in order that armed conflict may be avoided.

Which was read.

Mr. **Kane** arose and said:

Mr. President:— I don't know whether the Mayor's resolution is in order before this body, but I move to strike out the words "communicate with" and insert in lieu thereof the words "visit Italy and contact personally, in the interest of preserving peace."

The **Chair** said:

I don't know whether the

gentleman is serious or not.

Mr. Kane said:

Mr. President:— Of course, I am serious. If the Mayor visited those two countries he might be more successful in bringing peace between them than he has been in bringing peace between the Mayor and Council.

Upon which question, the **Chair** ordered a call of the ayes and noes, and the ayes and noes being taken were:

Ayes:—Messrs.
Evans Huston
Gallagher Kane

Noes:—Messrs.
Anderson Garland (Pres't)
(Mr. Magee not voting.)

Ayes 4. Noes 2.

And a majority of the votes being in the affirmative, the motion prevailed.

Mr. Kane moved

The adoption of the resolution as amended.

The **Chair** said:

Gentlemen:—While hoping that everything will be satisfactorily adjusted without warfare, speaking for myself only, I do not think it proper to interfere in International affairs.

The President of the United States and his Secretary of State are the proper officials to consider this question.

And the question recurring on the adoption of the resolution as amended.

The ayes and noes were ordered taken, and being taken were:

Ayes:—Messrs.
Evans Huston
Gallagher Kane
Noes:—Messrs.
Anderson Garland (Pres't)
(Mr. Magee not voting.)
Ayes 4. Noes 2.

And there not being a majority of the members of Council in the affirmative, the motion did not prevail.

Mr. **Anderson** arose and said:

Mr. President:— This is a serious question. I think the resolution ought to be laid over until Council can be advised by the Law Department whether it is lawful for Council to interfere in governmental affairs. I think we are on dangerous ground.

I move that the resolution be laid on the table.

Which motion prevailed.

And there being no further business before the meeting, the **Chair** declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, July 29, 1935

No. 35.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, July 29, 1935.

Council met.

Present:—Messrs.

Anderson Kane

Evans Magee

Gallagher McArdle

Huston Garland (Pres't)

Absent:—Mr. Demmler.

PRESENTATIONS.

Mr. Evans presented

No. 3998. Communication from A. R. Clas, Director of Housing, Federal Emergency Administration of Public Works, relative to allocation of Federal funds for housing projects in the City of Pittsburgh.

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3999. Communication from the Department of Public Welfare relative to immediate requirements for

additional boiler capacity at the Pittsburgh City Home and Hospitals, Mayview, Pa.

Which was read and referred to the Committee on Finance.

Also

No. 4000. Communication from Terminix Company of Pittsburgh, 203 N. Highland avenue, City, submitting report and proposal on Termite infestation of the buildings at Mayview.

Which was read and referred to the Committee on Public Welfare.

Mr. Kane presented

No. 4001. An Ordinance widening Benton avenue, in the 27th Ward of the City of Pittsburgh, at the intersections of Brighton Road, McClure avenue and Viruth street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 4002. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses, and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, by changing the Zone Map, Sheet Z-N10-E15, so as to change from a "B" Resi-

dence Use District to an "A" Residence Use District, all that certain property at the southeast corner of North Bellefield avenue and Bayard street, having a frontage of 40 feet on North Bellefield avenue and 105.92 feet on Bayard street.

Also

No. 4003. Petition for the improvement of Shoreham street, 27th Ward, as a WPA project.

Also

No. 4004. Communication from John H. and Helen M. Hall complaining of improper drainage in the rear of their property on Templeton street.

Also

No. 4005. Communication from the Department of Public Works relative to provisions of funds for the payment of men required in the cutting of weeds by the Bureau of Highways & Sewers.

Also

No. 4006. Communication from James R. Sheppard, Attorney-at-Law, Bakewell building, City, in re. claim of Steve Bacigal, 221 Four Mile road, for damage to his property by overflow of sewer.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4007. Communication from Nicholas Barthelemy, 1230 Crucible street, offering property on said street for playground purposes, as a counter-proposal to the Townsend site.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 4008. Resolution authorizing the issuing of a warrant in favor of Jesse C. Stewart for \$38.18, in reimbursement of expenses subjected to by reason of erroneous notification by the City of leak in his water line at 629-31 St. James street, which was later found to exist in the City fire hydrant, and charging the same to Code Account No. , Bureau of Water.

Also

No. 4009. Resolution authorizing

the issuing of a warrant in favor of the Home Owners' Loan Corporation, in care of Wm. O. Bollinger, Esq., in the sum of \$16.80, refunding penalty and interest on taxes for the years 1933 and 1934 on property of Lawrence and Mary E. Laitta, 19th Ward, City, by reason of the provisions of the Abatement Act, and charging the same to Code Account No. , Contingent Fund.

Also

No. 4010. Resolution authorizing the issuing of a warrant in favor of Robert N. Esterberg in the sum of \$20.81, refunding penalty and interest on taxes for the years 1932, 1933 and 1934 on his property situate 330 Republic street, 19th Ward, City by authority of the Tax Abatement Act, and charging the same to Code Account No. , Contingent Fund.

Also

No. 4011. RESOLVED. That the City Controller be and he is hereby authorized and directed to make the following transfers in the Bureau of Water Accounts:

FROM

Account No. 1743 Wages Regular Laborers Filtration Div.	\$ 67.00
Account No. 1744 Wages Regular Laborers Filtration Div.	683.50
Account No. 1747 Wages Temporary Laborers Filtration Div.	6.50
Account No. 1757 Wages Regular Laborers Mechanical Div.	356.00
Account No. 1758 Wages Regular Laborers Mechanical Div.	33.50
Account No. 1762 Wages Temporary Laborers Mechanical Div.	5.50
Account No. 1763 Wages Temporary Laborers Mechanical Div.	20.50
Account No. 1777 Wages Temporary Employees Distribution Div.	527.50
Total	\$1,700.00

TO

Account No. 1780 Wages Temporary Laborers Distribution Div. \$1,500.00

Account No. 1784 Supplies Distribution Div. 200.00

Total \$1,700.00

Also

No. 4012. Resolution authorizing and directing the City Controller to make the following transfer in the Bureau of Water accounts:

FROM

Code Account 1790, Meters, Contract No. 4101-2, \$ 250.00

Code Account 1790, Meters, General Fund, 1,250.00

\$1,500.00

TO

Code Account 1789, Meter Repair Parts, \$1,500.00

Also

No. 4013. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1798½, Salaries, Bureau of Parks, Department of Public Works, for the payment of salaries to three Architectural Draftsmen for a period of five (5) months at \$200.00 each per month.

Also

No. 4014. An Ordinance amending and supplementing Section 82, Department of Public Works, of Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof", approved January 2, 1935.

Also

No. 4015. Resolution authorizing the Director of the Department of Public Works to grant a leave of absence, with full pay, for the month of August, 1935, to Miss Helen M. Casey, Stenographer-Clerk, Chief Engineer's Office, Department of Public Works.

Also

No. 4016. An Ordinance authorizing

and directing the Mayor and the Director of the Department of Public Works to carry out and to complete Unemployment Relief Projects authorized by the Works Progress Administration, and authorizing the payment of such costs required for this construction as may not be assumed by the Works Progress Administration, including as may be necessary the rental or purchase of tools, plant, motor trucks and equipment, the payment of engineering, inspection and general supervisory expenses, miscellaneous services, repairs, materials, rentals of office space and supplies, all as may be necessary for the proper performance of said work.

Also

No. 4017. An Ordinance appropriating the sum of One Hundred Fifty Thousand (\$150,000.00) Dollars from , for the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and supervision, including engineering expenses, the labor to be provided from among the unemployed for the improvement and repair of streets and thoroughfares, parks and playgrounds, water works, mine sealing, and fences and barriers, in the City of Pittsburgh in the amounts hereinbelow set forth for the Department of Public Works.

Also

No. 4078. An Ordinance authorizing and directing the City Controller to charge extra work, amounting to \$170.30, as part of the cost of completing the contract duly entered into with M. O'Herron Company, for the grading, paving and curbing of Eva street, from South St. Clair street to South Beatty street.

Which were severally read and referred to the Committee on Finance.

Also

No. 4019. Petition for construction of steps on right-of-way of the Pittsburgh Railways Company to Wittman street, 20th and 28th Wards, City of Pittsburgh.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 4020. Communication from Watkins & Company, Certified Public Accountants, submitting proposal and estimates relative to prosecution of a rate case against the South Pittsburgh Water Company.

Also

No. 4021. An Ordinance authorizing and directing the City Transit Commission to design, construct, manage, administer and supervise certain transit facilities consisting of motor vehicles, cars, motor equipment, and all works, buildings, appliances and appurtenances necessary and convenient for the construction, equipment, maintenance and operation thereof, to be owned, maintained, used and operated by and for the City, and to purchase, lease and otherwise acquire same; and to prepare and submit to Council for approval, schedule of rates and schedule of routes.

Also

No. 4022. Communication from Nicholas Barthelemy and Wendell Herrie, 1230 Crucible street, stating advantages of their property on Crucible street and disadvantages of the Townsend property for a playground.

Also

No. 4023. Communication from the Department of Public Works requesting inclusion of \$238,000.00 in an early Councilmanic Bond Issue for urgent improvements to the City water supply system.

Also

No. 4024. Communication from the City Controller requesting permission to send an inspector from his Department and Mr. Paine of the Bureau of Tests to Boston to inspect hose purchased for the Filtration Plant from the Boston Woven Hose Co.

Also

No. 4025. Resolution authorizing the issuing of a warrant in favor of Charles L. Brinton in the sum of \$3,375.00, in payment of salary as City Assessor from July 16, 1934, to April 15, 1935, inclusive, and charging the same to Code Account No. 1093-A-1. Salaries, Regular Employees, Department of Assessors.

Also

No. 4026. Resolution authorizing the issuing of a warrant in favor of Oscar C. Stoebr in the sum of \$4,500.00, in payment of salary as City Assessor from July 16, 1934, to July 15, 1935, inclusive, and charging the same to Code Account No. 1093-A-1. Salaries, Regular Employees, Department of Assessors.

Which were severally read and referred to the Committee on Finance.

Also

No. 4027. Communication from E. S. Cornelius, 408 Woodruff street, requesting City water line to his property and others on Rupperts lane, 19th Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 4028. Communication from Frank Batt, Fairhaven road, Mt. Oliver, offering services as a public utilities engineer in effort to secure reduction in rates charged for service by South Pittsburgh Water Company.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 4029. Communication from Mother Genevieve, 6655 Frankstown avenue, offering services of the Sisters of Charity in caring for the sick and indigent at the City Home and Hospital at Mayview.

Which was read and referred to the Committee on Public Welfare.

Also

No. 4030. Communication from the Department of Public Safety advising of institution of 60-day trial of No Parking At Any Time on Lynn way, between Gordon way and Murtland avenue, southerly side; and on Gordon way, between Lynn way and McPherson boulevard, easterly side.

Which was read, received and filed.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4031. Report of the Committee on Finance for July 22, 1935, transmitting an ordinance and sundry

resolutions to Council.

Which was read, received and filed.

Also, with an Affirmative recommendation,

Bill No. 3959. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Librarian and Custodian of the Carnegie Free Library of Allegheny to make applications to the Director of the Relief Work Division of Allegheny County for the carrying out and completion of additional Unemployment Relief Projects, and authorizing the payment of such costs required for this construction as may not be assumed by the Relief Work Division of Allegheny County, including as may be necessary, the rental or purchase of tools, plant, motor trucks and equipment, the payment of engineering and general supervisory expenses, miscellaneous services, repairs, materials and supplies, for the proper performance of said work."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3836. Resolution authorizing the issuing of a warrant in favor of James F. Murphy in the sum of \$754.00, for services as Fireman at the Pittsburgh City Home & Hospitals, Mayview, Pa., from November 1, 1934

to February 24, 1935, and charging same to Code Account No.

In Finance Committee, July 22, 1935, Read and amended by inserting in the blank space the words "1326-Wages, Temporary Employees, Mayview", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee an agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3975. Resolution authorizing the issuing of a warrant in favor of Harry F. Smith for the sum of \$15.00, in payment of refund of bond which was ordered returned after hearing in Traffic Court, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3978. Resolution authorizing the issuing of a warrant in favor of Henry E. Weil, in the sum of \$21.65, as a refund for penalty and interest on City taxes erroneously paid prior to the year 1935.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3980. Resolution authorizing the issuing of a warrant in favor of George Saltsman, No. 3 Magee street, in the sum of \$500.00, in full settlement of his claim against the City of Pittsburgh for personal injuries sustained March 1, 1935 on steps leading down to Comfort Station at the corner of Smithfield street and Fourth avenue, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3976. Resolution accepting the offer of the Executors and Trustees of the Henry E. Renziehausen Estate of property situate in the Tenth ward of the City of Pittsburgh for a playground or recreation center, to be known as "The Sophia Evert Playground No. 4".

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3979. Resolution authorizing and directing the City Controller to transfer the sum of \$5,200.00 from Code Account No. 1861, Wages, Temporary (Highland Zoo) to Code Account No. 1823, Wages, Temporary (Schenley Conservatory), Bureau of Parks, Department of Public Works.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings

and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle also presented

No. 4032. Report of the Committee on Finance for July 24, 1935, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also

Bill No. 3962. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Five Hundred Thousand (\$500,000.00) Dollars, and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purposes, viz: Providing food, clothing, fuel and shelter for and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support, and providing for the redemption of said bonds and the payment of interest thereon."

In Committee on Finance, July 22, 1935, Read and amended by inserting at the end of the title the following words: "from Public Welfare Relief Bonds authorized by the people, April 26th, 1932"; and in Finance Committee, July 24, 1935, by inserting at the end of Section 2 the following:—"less than one per centum (1%) per annum, and not exceeding four per centum (4%) per annum, uniform for the entire issue, to be determined by the acceptance of a bid submitted in accordance with public advertisement as hereinafter provided," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3996. Resolution authorizing the issuing of warrants in favor of Thomas A. Dunn, Chairman of the Committee for the holding of a Jubilee and Exposition from the 19th to the 24th of August, 1935, in the amount of \$5,000.00, upon the receipt of requisitions duly verified by said Thomas A. Dunn, and examined and approved by the City Controller, and charging same to Code Account No. 42, Contingent Fund; it being distinctly understood and hereby declared that the City of Pittsburgh shall not be held liable for any expenditures in excess of the above named sum of \$5,000.00.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,

the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Evans	Kane
Gallagher	Garland (Pres't)
Noes:—Messrs.	
Magee	McArdle

Ayes 6. Noes 2.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 4033. Report of the Committee on Public Works for July 22, 1935, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3635. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving, curbing and otherwise improving of Merrimac street, from Virginia avenue to Woodruff street and of the portion of Merrimac street that forms a connection to Omaha street, including the laying and relaying of water lines, the construction of steps connecting the two roadways of Merrimac street and the laying of sidewalk pavements on the portion thereof for which the City is obligated to pay the cost therefor, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3694. An Ordinance entitled, "An Ordinance widening Baker street, in the 10th Ward of the City of Pittsburgh, at the easterly intersection of Butler street, at the first curve south of Butler street and at the intersection of Jancey street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly

of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3743. An Ordinance entitled, "An Ordinance amending Ordinance No. 280, approved by the Mayor October 5, 1934, entitled, 'An Ordinance authorizing and directing the paving to variable widths and grading of Woodruff avenue, from Virginia avenue to Saw Mill Run boulevard, curbing from Virginia Avenue to a point 1400 feet westwardly, the construction of a storm sewer for the drainage thereof and otherwise improving, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.' "

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3746. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Baker street, from Jancey

street to Butler street, the construction of sewers for the drainage thereof, the laying and relaying of water lines therein, and otherwise improving, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3747. An Ordinance entitled, "An Ordinance amending the portions of Ordinance No. 229, approved by the Mayor July 31, 1934, entitled, 'An Ordinance authorizing and directing the grading to certain widths, paving, curbing and otherwise improving of Butler street, from Voltz way to Baker street, at a point about 190 feet west of Heth's Run bridge, and the widening and repaving of the roadway of Butler street, from said Baker street to said Bridge as affected thereby, including, as may be necessary, the grad-

ing of approaches on streets affected thereby, the relaying of water lines, and sinking of exploratory test holes, letting a contract or contracts therefor, and providing that the cost, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing for the payment of the City's share of the cost thereof', by changing the reference to Ordinance No. 420, approved July 25, 1931, as incorporated in Section 1 of said Ordinance No. 229, to a reference to Ordinance No. 173, approved June 17, 1935, and by increasing the estimate of the whole cost, as stipulated in Section 2 of said Ordinance No. 229, from \$280,000.00 to \$345,000.00."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3744. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of drainage facilities for Pocusset street in Schenley Park, and authorizing the setting aside of the sum of Sixty-five Hundred (\$6500.00) Dollars for the payment of the cost of said

work, and Five Hundred (\$500.00) Dollars for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Seven Thousand (\$7000.00) Dollars from Code Account ."

In Committee on Public Works, July 22, 1935, Read and amended by inserting in the blank spaces in Section 2 and in the title the words, "1570, Bridge Repair Schedule," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Kane moved

That the amendments of the Committee on Public Works be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by council, was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3967. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 66, approved March 7, 1935, entitled, 'An Ordinance authorizing the Mayor and the Director of the Department of Public Works to request, or advertise for proposals, and to award a contract or contracts for making repairs and

improvements to certain bridges and streets of the City, describing said work, and providing for the payment of the cost thereof.' "

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3969. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the improvement of Mt. Washinton roadway by widening and improving the intersection of Mt. Washington roadway with Grandview avenue, and authorizing the setting aside of the sum of Nine Thousand Five Hundred (\$9,500.00) Dollars for the payment of the cost of said work and One Thousand (\$1,000.00) Dollars for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Ten Thousand Five Hundred (\$10,500.00) Dollars from Bond Fund 221, Mt. Washington Roadway Improvement Bonds, 1926."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3970. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making repairs and improvements to the Columbus Avenue Bridge over the P. Ft. W. & C. Railroad, to the Schenley Park Bridge over the P. J. Railroad, and to the Forbes Street Bridge over the P. J. Railroad, and describing said work and providing for the payment of the costs thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill

passed finally.

Mr. Kane also presented

No. 4034. Report of the Committee on Public Works for July 24, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3686. An Ordinance entitled, "An Ordinance amending an ordinance entitled, 'An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties,' approved August 9, 1923, by changing the Zone Map, Sheet Z-N10-0, so as to change from a "B" Residence Use and First Area District to a Commercial Use and Fourth Area District, all that certain property at the northwest corner of Brighton road and Ridge avenue, having a frontage of 50.0 feet on Brighton road and 198.0 feet on Ridge avenue."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members shall be required for final passage.

Mr. Anderson (for Mr. Demmler) presented

No. 4035. Report of the Committee on Public Service and Surveys for July 22, 1935, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3952. An Ordinance entitled, "An Ordinance granting unto the Peoples-Pittsburgh Trust Company the right and privilege to construct, maintain, use and operate a hand power sidewalk lift in the southerly sidewalk adjacent to its property at 308 Diamond street, First ward, City of Pittsburgh, Penna., said hand power sidewalk lift being located 77.17 feet eastwardly from the easterly line of Wood street and extending 4.33 feet eastwardly therefrom."

Which was read

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3953. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway and establishing the grade of Omaha street, from Bigham street to Merrimac street."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3954. An Ordinance entitled, "An Ordinance re-establishing the grade of that portion of Merrimac street connecting with Omaha street."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3955. An Ordinance entitled, "An Ordinance re-establishing the grade of Virginia avenue at the intersection of Merrimac street."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3956. An Ordinance entitled, "An Ordinance re-establishing the grade of Merrimac street, from Virginia avenue to a point 100.0 feet northwardly therefrom."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Kane
Evans Magee
Gallagher McArdle
Huston Garland (Pres't)
Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. McArdle presented

No. 4036. WHEREAS, It is alleged that contractors executing public work for the City of Pittsburgh are paying rates of wages far below the minimum standards generally accepted; and

WHEREAS, The City, in its direct employment of labor, has fixed fifty cents (50c) per hour as the minimum rate of pay; and

WHEREAS, Other contractors, carrying on similar kinds of work, are said to be paying the rate of 50c per hour; Therefore, be it

RESOLVED, That it is the sense of Council that contracts of this nature should carry a rate equivalent to fifty cents (50c) per hour, or more; and that the Director of the Department of Public Works is hereby requested to take such steps as may be within his power to bring about the payment of fifty cents (50c) per hour as a minimum rate of pay, and that he should be requested to report to Council in the event of his inability to bring about this result.

Which was read.

Mr. McArdle moved

The adoption of the resolution.
Which motion prevailed.

Mr. Kane, at this time obtained leave and presented

No. 4037. Communication from the Department of Public Works relative to Work Relief Program.

Also

No. 4038. Communication from the Department of Public Works relative to agreement with Allegheny County on Works Progress Administration.

Which were read and referred to the Committee on Finance.

The Chair presented

No. 4039.

OFFICE OF THE MAYOR

Pittsburgh, July 24th, 1935.

President and Members of Council,
City of Pittsburgh.

Gentlemen:

I am returning, unapproved, Council Bill No. 3584, authorizing a warrant in the sum of \$2,100.00 to the order of D. Dinardo, in payment of claims for extra work on Contract No. 5001, Repairs to Baffle Walls at the Filtration Plant.

It is my opinion that his two claims in this matter are unwarranted, since, as matters of fact—

(1) He used no additional forms as alleged; and

(2) The water level was kept below the line of any interference with the work during its progress.

I concur with the opinions of the Department of Law which has reviewed this matter, and has reported previously that the claims are clearly not valid under the specifications governing the contract, and I see no grounds for a moral claim against the City of Pittsburgh in the case.

Full payment for all the work done under the terms of the contract has been proffered, and no additional compensation is due. Hence, payment of this claim is a sheer gift, and, therefore, an unwarranted expenditure of City funds.

Yours very truly,

WM. N. McNAIR.

Mayor.

Which was read, received and filed.

Also

Bill No. 3584. An Ordinance entitled, "An Ordinance authorizing the Mayor to issue and the City Controller to countersign a warrant in the sum of \$2,100.00 to the order of D. Dinardo for extra work at the Filtration Plant on Contract No. 5001 and charge same to Bond Fund No. 122-1."

In Council, July 22, 1935, Bill Read, amendments agreed to, rule suspended, read a second and third times and

finally passed by a two-thirds vote.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

The Chair took up

Bill No. 3894. Communication from the Mayor, returning without approval, Bill No. 3696, Resolution accepting Deed from Frederick C. Renziehausen Estate for property to be known as "The Sophia Evert Playgrounds, No. 3".

Which was read.

Also

Bill No. 3696. Resolution accepting the offer of the Estate of

Frederick C. Renziehausen, Deceased, of property in 27th Ward, Pittsburgh, at the northeast corner of Sorrell avenue and Marshall avenue, for playground purposes.

Which was read.

Mr. Gallagher moved

That the communication and resolution be laid over until next meeting.

Which motion prevailed.

Mr. McArdle moved

That the several committees of Council, commencing with the Committee on Finance, convene immediately upon adjournment of Council, to consider such business as may come before them.

Which motion prevailed.

Mr. McArdle moved

That the Minutes of Council of Monday, July 22nd, 1935, be approved.

Which motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, August 5, 1935

No. 36.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, August 5, 1935.

Council met.

Present:—Messrs.

Anderson	Huston
Evans	McArdle
Gallagher	Garland (Pres't)

Absent:—Messrs.

Demmler	Magee
Kane	

PRESENTATIONS.

Mr. Anderson presented

No. 4040. Resolution authorizing and directing the City Controller to transfer the sum of \$1500.00 from Code Account No. 1466-E, Repairs, to Code Account No. 1468-F, Equipment, Bureau of Fire, Department of Public Safety.

Which was read and referred to the Committee on Finance.

Also

No. 4041. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, by changing the Zone Map, Sheet Z-N10-E15, so as to change from an "A" Residence Use District to a Commercial Use District, all that certain property at the northeast intersection of Webster and Herron avenues, having a frontage of 100.04 feet on Webster avenue and 120.67 feet on Herron avenue.

Which was read and referred to the Committee on Public Works.

Mr. Evans presented

No. 4042. Petition urging furtherance of work of repaving Richey street, North Side.

Which was read and referred to the Committee on Public Works.

Mr. Huston (for Mr. Kane) presented

No. 4043. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of an acid pipe drain in the City-County Building, and providing for the payment of the cost thereof.

Also

No. 4044. An Ordinance providing for the letting of a contract for the furnishing and delivery of One (1) Automobile Truck for the Bureau of Recreation, Department of Public Works, and providing for the payment thereof.

Also

No. 4045. Report of the Department of Public Works relative to cost of widening Shiloh street, from Grandview avenue to Southern avenue.

Also

No. 4046. Report of the Department of Public Works on request of Washington Heights Board of Trade to have Maple terrace, Kearsarge street, Bertha street and Sycamore street repaved or repaired.

Also

No. 4047. Petition for the improvement of the roadway and boardwalk on Suffolk street, 26th Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4048. Communication from the Department of Public Works submitting list of contracts awarded as of July 6, 15, 19, 24 and 29, 1935.

Which was read, received and filed.

Mr. McArdle presented

No. 4049. An Ordinance amending and supplementing Sections 50, 52, 53, 54 and 82, Department of Public Works, of Ordinance No. 376, approved January 2, 1935, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof", and as amended and supplemented.

Also

No. 4050. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an Agreement, for and on behalf of the City of Pittsburgh, with the Commissioners of Allegheny County, with regard to participation by the City of Pittsburgh in an application to be made by the

County of Allegheny to the Works Progress Administration for the purpose of making the necessary surveys, plans, designs, estimates, specifications, proposals and applications for the carrying out of certain projects under the Emergency Relief Appropriation Act of 1935; and further setting forth the terms of a contract to be entered into by the City of Pittsburgh and the County of Allegheny in connection with the execution of joint leases and sharing of the specified expenses incident to the carrying out of said projects.

Also

No. 4051. An Ordinance authorizing and directing the issue and sale of a short-term promissory note of the City of Pittsburgh to provide funds to pay \$600,000 of floating indebtedness of the City, including judgments against the City and claims for damages finally determined against the City in connection with municipal improvements, and providing for the redemption of said promissory note and the payment of interest thereon.

Also

No. 4052. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of \$, and providing for the issue and sale of a short-term promissory note of said City in said amount, to provide funds to pay for the construction of general public works improvements within the City, including the materials necessary therefor, and the preliminary expenses in connection therewith, and to pay engineering, architectural and other expenses incurred or to be incurred in connection with contracts for municipal improvements, and providing for the redemption of said promissory note and the payment of interest thereon.

Also

No. 4053. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Code Account No. 1787, Water Meter Repairs, to Code Account No. 1783, Miscellaneous Services, Distribution Division, Bureau of Water, Department of Public Works.

Also

No. 4054. Resolution authorizing the Director of the Department of Public Safety to grant a leave of absence, with full pay, for a three-month period beginning August 1, 1935, to Mary A. McGrady, Matron, Bureau of Police, Department of Public Safety.

Also

No. 4055. Resolution authorizing and directing the proper City officers to exonerate City taxes for the second, third and fourth quarters of the year 1935 on property formerly owned by S. Belle Ackerman at 2035 Beechwood boulevard, 14th Ward, together with any penalties and interest thereon, on account of said property being acquired by the City as an addition to Frick Park.

Also

No. 4056. Resolution authorizing and directing the Board of Water Assessors to levy and assess domestic water rents on the property of Mrs. Margaret C. McQuillen situated on Fullerton street and Boone way, Third ward, for the years 1933 and 1934, where the families were on relief, at the flat water rates established by said Board for these years.

Also

No. 4057. Communication from the City Treasurer submitting statement of delinquent tax collections for the period July 16th to July 31st; also statement of accounts of the City Solicitor.

Also

No. 4058. Communication from Max U. Applebaum, Esq., asking that Ray Stagwillo be compensated for damage to automobile by reason of fire truck damaging same on July 22, 1935, at Main street and Wabash avenue.

Also

No. 4059. Communication from the Homeopathic Hospital asking to be compensated in the sum of \$42.00 for hospitalization of Bart McDermott, an employee of the Bureau of Parks, who was injured while on duty.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 4060. Communication from the Department of Public Welfare advising of transmittal to the Department of Public Works of items to be included in WPA program of Works Relief.

Also

No. 4061. Communication from the City Planning Commission advising of transmittal to the Department of Public Works of items to be included in WPA program of Works Relief.

Also

No. 4062. Communication from Rev. Peter V. Tkach, Chairman of City Transit Commission, advising of transmittal to the Department of Public Works of items to be included in W. P. A. program of Work Relief, namely, survey of underground utilities and structures, and a survey of local transportation system in Pittsburgh.

Also

No. 4063. Communication from the East Liberty Chamber of Commerce asking for certain public improvements in the East Liberty District, the money to be allocated from Federal Public Works Relief Funds.

Also

No. 4064. Communication from F. E. McGillick, addressed to the Department of Assessors, complaining of high assessments on his properties in the City of Pittsburgh.

Also

No. 4065. Communication from the Manchester Savings Bank & Trust Company offering Puniak property in the Manchester District, North Side, for a playground.

Which were severally read and referred to the Committee on Finance.

Also

No. 4066. Communication from John A. Maloney again calling attention to the condition of Arcena street.

Which was read and referred to the Committee on Public Works.

Also

No. 4067. Resolution authorizing and directing the Director of the

Department of Public Safety and the Superintendent of the Bureau of Building Inspection to issue a permit to the Electrician for Allegheny County, in connection with electrical service required by said Allegheny County, and providing that all fees required by ordinance of Council in relation to said work, as well as registration fees, are waived; that all work, however, shall be done strictly pursuant to the statutes of the Commonwealth of Pennsylvania and Ordinances of the City of Pittsburgh regulating the same.

Also

No. 4068. Communication from Pittsburgh Federal Business Association requesting that space on Grant street in front of the new Post Office Building be reserved exclusively for automobiles of the Federal Government.

Which were read and referred to the Committee on Public Safety.

Also

No. 4069. Acceptance by Allegheny County Authority of the provisions of Ordinance No. 162, recorded in Ordinance Book, Vol. 46, Page 470, giving consent to the Allegheny County Authority to use City streets in the construction of the Homestead High Level Bridge.

Which was read, received and filed.

Also

No. 4070. Communication from the Public Service Commission of Pennsylvania relative to the acceptance by the City of Pittsburgh of the reduction in rates by the South Pittsburgh Water Company.

Which was read, received and filed.

Also

No. 4071. Report of the Department of Public Works submitting list of items to be included in Works Progress Administration.

Also

No. 4072. Resolution authorizing and directing the City Solicitor to accept \$500.00 from Silvio Santoni, owner of property at 1600 Lincoln avenue at the corner of Joshua street and Elrod way, 12th Ward, City, in

full payment and satisfaction of two municipal liens against said property for the paving of Joshua street and Elrod way, and charging the costs thereof to the City of Pittsburgh.

Also

No. 4073.

CITY OF PITTSBURGH
OFFICE OF MAYOR

August 2nd, 1935

To the President and
Members of City Council
Gentlemen:

I am sending herewith the estimates for the Budget for 1936, together with the last Controller's Report, showing the expenditures for the first six months of this year.

As there will be little change from the Estimates for 1935, I have not prepared a new set of figures, but am using the printed volume which was gotten up by my accountant for 1935. As I do not have an account this year and as there will be very little change, this can be used as basis and, where the departments have changes, I will forward them to you from time to time.

It is my hope that in fixing the tax levy your Honorable Body will fix a rate upon land and buildings sufficient to balance the Budget, instead of making it a figure so small that we have a deficit before we start.

Yours sincerely

WM. N. McNAIR.

Mayor

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4074. Report of the Committee on Finance for July 29th, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4014. An Ordinance entitled, "An Ordinance amending and supplementing Section 82, Department of Public Works, of Ordinance No. 376,

entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Huston

Evans McArdle

Gallagher Garland (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4018. An Ordinance entitled, "An Ordinance authorizing and directing the City Controller to charge extra work, amounting to \$170.30, as part of the cost of completing the contract duly entered into with M. O'Herron Company for the grading, paving and curbing of Eva street, from South St. Clair street to South Beatty street."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Huston

Evans McArdle

Gallagher Garland (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3916. Resolution authorizing and directing the City Solicitor to accept the sum of \$50.00 from Charles W. Bertges in full settlement of all claims, including interest and lien, for the grading, paving and curbing of Norton way assessed against John W. and Lorenda Parker, and upon payment of the sum of \$50.00 to satisfy of record the lien filed against the aforesaid property, and to charge all costs thereon to the City of Pittsburgh. Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson Huston

Evans McArdle

Gallagher Garland (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4011. Resolution authorizing and directing the City Controller to make the following transfers in the Bureau of Water:

FROM

Account No. 1743 Wages Regular Laborers	Filtration Div.	\$ 67.00
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Account No. 1744 Wages Regular Laborers	Filtration Div.	683.50
---	-----------------	--------

Account No. 1747 Wages Temporary Laborers	Filtration Div.	6.50
---	-----------------	------

Account No. 1757 Wages Regular Laborers Mechanical Div.	356.00
Account No. 1758 Wages Regular Laborers Mechanical Div.	33.50
Account No. 1762 Wages Temporary Laborers Mechanical Div.	5.50
Account No. 1763 Wages Temporary Laborers Mechanical Div.	20.50
Account No. 1777 Wages Temporary Employees Distribution Div.	527.50
Total	\$1,700.00

TO

Account No. 1780 Wages Temporary Laborers Distribution Div.	\$1,500.00
Account No. 1784 Supplies Distribution Div.	200.00
Total	\$1,700.00

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution. Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.
 Anderson Huston
 Evans McArdle
 Gallagher Garland (Pres't)
 Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4012. Resolution authorizing and directing the City Controller to make the following transfer in the Bureau of Water:

FROM	
Code Account 1790, Meters, Contract No. 4101-2,	\$ 250.00
Code Account 1790, Meters, General Fund,	1,250.00
Total	\$1,500.00

TO

Code Account 1789, Meter Repair Parts,	\$1,500.00
--	------------

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution. Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.
 Anderson Huston
 Evans McArdle
 Gallagher Garland (Pres't)
 Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4013. Resolution authorizing and directing the City Controller to transfer \$3,000.00 from Code Account No. 42, Contingent Fund, to Code Account 1798½, Salaries, Bureau of Parks, for payment of three Architectural Draftsmen for a period of 5 months.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution. Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.
 Anderson Huston
 Evans McArdle
 Gallagher Garland (Pres't)
 Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4015. Resolution authorizing the Director of the Department of Public Works to grant a leave of absence, with full pay for the month

of August, 1935, to Miss Helen M. Casey, Stenographer-Clerk, Chief Engineer's Office, Department of Public Works.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4009. Resolution authorizing the issuing of a warrant in favor of the Home Owners Loan Corporation, in care of Wm. O. Bollinger, in the sum of \$16.80, refunding overpayment made in payment of city taxes on the property of Lawrence and Mary E. Laitta, 19th Ward, for the years 1933, 1934 and 1935, and charging the same to Code Account No. Contingent Fund.

In Finance Committee, July 29, 1935, Read and amended by inserting in blank space the figures "42", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4010. Resolution authorizing the issuing of a warrant in favor of Robert N. Esterberg in the sum of \$20.81, refunding certain penalties and interest in the payment of taxes for the years 1932, 1933, 1934 and 1935 on property at 330 Republic street, City, on May 10, 1935, after the passage of the Act of Assembly relating to abatement of certain penalty and interest if delinquent taxes are paid under certain terms and conditions, which requirements were complied with, and charging same to Code Account No. Contingent Fund.

In Finance Committee, July 29, 1935, Read and amended by inserting in blank space the figures "42", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. McArdle presented

No. 4075. RESOLVED, That the Mayor be and he is hereby requested to return to Council, without action thereon, Bill No. 3978, Resolution authorizing the issuing of a warrant in favor of Henry E. Weil in the amount of \$21.65, being refund of penalty and interest on City taxes erroneously paid, for the purpose of amendment.

Which was read.

Mr. McArdle moved

The adoption of the resolution.
Which motion prevailed.

And the Mayor having returned, without action thereon,

Bill No. 3978. Resolution authorizing the issuing of a warrant in favor of Henry E. Weil in the sum of \$21.65, being refund of penalty and interest on City taxes erroneously paid on property in the 32nd Ward.

In Council, July 29, 1935, Read, rule suspended, read a second and third times and finally passed by a two-thirds vote.

Which was read.

Mr. McArdle moved

To reconsider the vote by which the resolution was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the resolution be read a second and third times and finally passed?"

The motion did not prevail.

Mr. McArdle moved

To recommit the resolution to the Finance Committee for amendment.
Which motion prevailed.

Mr. McArdle stated

That the City Controller has submitted partially executed agreements with the Sinking Fund Banks and asked for their approval.

Mr. McArdle presented

No. 4076. Agreement of the Sinking Fund Commission of the City of Pittsburgh with the Allegheny Trust Company, Peoples-Pittsburgh Trust Company, Colonial Trust Company,

Washington Trust Company, Union Savings Bank, Union Trust Company, First National Bank of Pittsburgh, First National Bank (Federal Street Branch),

guaranteeing the safety of the funds of the City of Pittsburgh deposited by the Sinking Fund Commission.

Which was read.

Mr. McArdle moved

That the agreement be approved.

Which motion prevailed.

Mr. McArdle moved

That the members of Council be prepared to confer with Mr. John F. Laboon, Director, Works Progress Administration, on Thursday, August 8th, at 2 o'clock, P. M., with respect to future program of work which may be carried on by the City and the Public Works Administration, and that the Mayor be requested to attend and participate in said conference. The meeting to be held subject to confirmation of arrangements by Mr. Laboon.

Which motion prevailed.

The Chair presented

No. 4077.

City of Pittsburgh.
OFFICE OF THE MAYOR

July 27, 1935.

To the President and Members of City Council.

Gentlemen:—

For your information, I have appointed J. W. Ullom, 4230 Evergreen road, 26th Ward, to the position of Member of the Civil Service Commission to fill the vacancy caused by the removal of Grant Curry.

Respectfully yours,

WM. N. McNAIR.

Mayor.

Which was read, received and filed.

Also

No. 4078.

City of Pittsburgh.
OFFICE OF THE MAYOR.

August 2nd, 1935.

To the President and Members of City Council.

Gentlemen:—

I have the honor to inform you

that I have appointed, subject to your approval, William D. Grimes, 802 South Negley avenue, 7th Ward, to the position of City Solicitor, and would ask for an immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

Mr. McArdle presented

No. 4079. RESOLVED, That the appointment by the Mayor of Wm. D. Grimes as City Solicitor be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion, the ayes and noes were taken, and being taken, were:

Ayes:—Messrs.

Anderson

Evans

Gallagher

Ayes 6. Noes none.

And a majority of the votes of council being in the affirmative, the motion prevailed.

Huston

McArdle

Garland (Pres't)

Mr. McArdle moved

That the several committees, commencing with the Committee on Finance, meet immediately upon adjournment of Council.

Which motion prevailed.

Mr. Gallagher moved

That the Minutes of Council of Friday, July 26th, and Monday, July 29th, 1935, be approved.

Which motion prevailed.

And on motion of Mr. Huston

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, August 12, 1935

No. 37.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, August 12, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

Mr. Anderson presented

No. 4080. Communication from Thos. A. Dunn, Chairman, Executive Committee, Pittsburgh Jubilee, inviting the members of Council to participate in the parade which will officially open the Jubilee Exercises, to be held on Monday, August 19th, at 11:00 A. M., forming on Stockton avenue at Federal street, North Side.

Which was read, received and filed, and a copy ordered furnished to each member.

Mr. Demmler presented

No. 4081. An Ordinance fixing the width and position of the sidewalks and roadway of Burrows street, from Terrace street to the southerly line of the Schenley Square Plan of Lots, providing for parking, sloping and the construction of retaining walls and steps on that portion of the street lying without the lines of the sidewalks and roadway.

Also

No. 4082. Communication from Samuel Eckels, Chairman, Allegheny County Authority, advising of action on the part of an Assistant City Solicitor of the City of Pittsburgh in joining with counsel for the Pittsburgh Railways Company, et al., in a motion before the Public Service Commission on Tuesday, August 6, 1935, to dismiss the Application of the Authority and so terminate the proceeding and prevent the construction by the Authority of the Pittsburgh-Homestead High Level Toll Bridge.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Evans presented

No. 4083. Resolution expressing to Secretary Harold Ickes, Council's utmost confidence in his housing program and pledging its full co-operation in the elimination of slums and in re-housing of slum dwellers of Pittsburgh in decent, sanitary houses; and pledging itself that if the Federal Government will proceed with the erection of low cost housing as now projected, it will use its utmost endeavor to continue the present slum demolition program, which has resulted in the razing of about 1200 unfit and insanitary

buildings since its inception in March, 1934.

Which was read and referred to the Committee on Finance.

Also

No. 4084. Petition for drainage and surfacing of Searles way, 26th Ward, between Ellis and Norwood avenues.

Which was read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 4085. An Ordinance waiving the provisions of Section 42 of an ordinance entitled, "An Ordinance to carry into effect in the City of Pittsburgh an Act of Assembly entitled, 'An Act for the government of cities of the second class', approved the 7th day of March, 1901; referring to the qualifications and appointments of the City Recorder; establishing the Departments of Public Safety, Public Works, Collector of Delinquent Taxes, Assessors, City Treasurer, City Controller, Law, Charities and Correction, and Sinking Fund Commission; creating and fixing Bureaus and the titles thereof, and subordinate officers and offices; prescribing the mode of their election or appointment, defining the duties and powers of such, fixing the amount of bonds to be given, and allotting the various Bureaus and other officers to the proper Departments", approved January 7, 1902, as amended by Ordinance No. 61, which became a law March 4, 1935.

Which was read and referred to the Committee on Finance.

Mr. Huston presented

No. 4086. Communication from A. Maidhof, President, Independent Rubbish Men's Association, calling attention to resumption of practice of removal of commercial rubbish by City contractors.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Kane presented

No. 4087. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the con-

struction of a 24" Terra Cotta Pipe Relief Sewer on Ellsworth avenue and South Graham street from the existing sewer on Ellsworth avenue at Bellefonte street to the existing sewer on South Graham street at Brownell street, including, as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of Three Thousand (\$3,000.00) Dollars from Code Account 1554, Sewer Repairs, and One Thousand (\$1,000.00) Dollars from Bond Fund 109, Public Works Bonds, amounting in the aggregate to Four Thousand (\$4,000.00) Dollars for the payment of the cost thereof.

Also

No. 4088. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction and installation of a heating system in the Bureau of Tests Laboratory, and providing for the payment of the cost thereof.

Also

No. 4089. Petition for the grading, paving and curbing of Burrows street, from Terrace street to the south line of the Schenley Square Plan of Lots.

Also

No. 4090. An Ordinance authorizing and directing the Grading to a width of thirty-six (36) feet, Paving and Curbing of Burrows street, from Terrace street to the south line of the Schenley Square Plan of Lots, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Also

No. 4091. An Ordinance authorizing and directing the Mayor and the Director of the Department of Pub-

lie Works to advertise for proposals and to award a contract or contracts for the making of alterations, including plumbing work, to the building in Frick Park at Beechwood boulevard, and providing for the payment of the cost thereof.

Also

No. 4092. An Ordinance authorizing and directing the Grading, Paving and Curbing of Omaha street, from Merrimac street to Bigham street, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Also

No. 4093. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement for and on behalf of the City of Pittsburgh with the Commonwealth of Pennsylvania, acting through the Secretary of Highways, relating to the widening and reimprovement of Carson street West, State Highway Route 76, Section 7, from a point about 60 feet west of Telford street at Station 74 + 67 to the east end of the bridge over Chartiers Creek, at Station 105 + 88.45, said agreement to be in the form as herein set forth.

Also

No. 4094. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing

for a Board of Appeals; and imposing penalties", approved August 9, 1923, by changing the Zone Map, Sheet Z—O—E30, so as to change from a "B" Residence Use and First Area District to an "A" Residence Use and Third Area District,—(a) all that certain property on the northerly side of Covode street from Murdoch street eastwardly for a distance of 256.8 feet and preserving a uniform depth of 115.00 feet; (b) all that certain property on the southerly side of Covode street from the westerly line of Murdoch street produced to a point 231.16 feet west of Wightman street and preserving a uniform depth of 115.00 feet from the westerly line of Murdoch street produced to the westerly line of the Second Area District established by Ordinance No. 315, approved May 3, 1929, and thence following the northerly line of said Second Area District.

Which were severally read and referred to the Committee on Public Works.

Mr. Magee presented

No. 4095. An Ordinance to supplement Ordinance No. 74, approved February 13, 1925, of record in Ordinance Book Vol. 36, page 186, entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Sadie I. Davis, Philomena De Gruttolo, Charles Delp, Autha Ewell, William W. Ford, W. W. Ford, Walburga Fuchs, A. Garrigan, J. E. Garrigan, M. P. Garrigan, James F. Gilson, William Joseph Graney, Robert E. Heber, Eva I. Jamieson, Mary M. Loughran, J. L. Lewis, George H. Lerner, Guy A. Murphy, Stephan Machaj and Stefania, his wife, John R. Miller and Edna, his wife, James L. McKee et al, J. M. McClaren et al, Pennsylvania Savings Fund & Loan Association, Pittsburgh & West Virginia Railways Co., J. Schafer, Leo J. Sweeney and Irene J., his wife, A. G. Smith, Mrs. A. Steel, Coljan Valemirovich and Draga, his wife, J. Williams Heirs, J. B. Zimmerman and J. Albert Zimmerman and Mona, his wife, situate in the 18th Ward of the City of Pittsburgh, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh

to take the necessary proceedings therefor;" declaring certain of said land taken by said ordinance unnecessary and useless for said purposes; and providing for the abandonment thereof.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 4096. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into a lease with Grant Building Incorporated, for office floor space at a price of One (\$1.00) Dollar per square foot per annum, the space to be used in carrying out Unemployment Relief Projects in conjunction with the Works Progress Administration.

Also

No. 4097. An Ordinance for the creation and establishment of a Bureau of Deed Registry for the City of Pittsburgh, within and under the control of the Department of Law.

Also

No. 4098. An Ordinance signifying the desire of the corporate authorities of the City of Pittsburgh that the indebtedness of the City of Pittsburgh be increased in the amount of Four Million Dollars (\$4,000,000.00) for the purpose of providing funds for General Improvements in the several Departments of the City of Pittsburgh.

Also

No. 4099. An Ordinance repealing Ordinance No. 194, approved July 22, 1935, entitled, "An Ordinance authorizing the making of a contract with Davies, Stuart & Harrigan, of Harrisburg, Pa., to represent the City of Pittsburgh before the Department of Revenue and the Board of Finance and Revenue in re. securing a resettlement and/or refund of the Municipal Loans Tax.

Also

No. 4100. An Ordinance authorizing the making of a contract with Hosack, Specht, Conniff & Wood Company, Pittsburgh, Pa., to represent the City of Pittsburgh before the Department of Revenue and the Board of

Finance and Revenue in re. securing a resettlement and/or refund of the Municipal Loans Tax.

Also

No. 4101. An Ordinance amending and supplementing a portion of Section 102 of Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2nd, 1935, and as amended by Ordinance No. 23, approved February 7th, 1935, and Ordinance No. 77, approved March 22nd, 1935.

Also

No. 4102. Resolution authorizing and directing the City Solicitor to postpone the lien of the judgment of the City of Pittsburgh against George C. Seitz, Louise M. Wallace and Margaret Seitz at No. 71 October Term, 1933 in favor of any mortgage to be given by George C. Seitz and Lillian M. Seitz on their property on Woodstock avenue, being lot No. 127 Milligan Manor, Plan Book 17, Page 140, Borough of Swissvale, so that the new mortgage to be given by said mortgagors shall be first in lien to the judgment of the City of Pittsburgh.

Also

No. 4103. Resolution authorizing and directing the City Solicitor to compromise claims and satisfy liens of record against the property of Elizabeth Paul, situate on Pioneer avenue, 19th Ward, upon the payment of the sum of \$2,000.00.

Also

No. 4104. Resolution authorizing and directing the City Controller to transfer the following sums from and to several code accounts in the Department of Public Works:

FROM CODE ACCOUNT

1500, Salaries, Regular Employees, Director's Office,	\$ 600.00
1537, Drillings and Test Pits, General Office, Bureau of Engineering,	500.00

1553, General Repaving, Division of Construction, Bureau of Engineering	425.25
1583, Materials, Bridge Repainting, City Force, Division of Maintenance, Bureau of Engineering,	250.00
	<hr/> \$1,775.25

TO CODE ACCOUNT

1523, Salaries, Regular Employees, Photographic Division,	\$ 600.00
1532, Blue Printing, General Office, Bureau of Engineering,	500.00
1550, Supplies, Division of Construction, Bureau of Engineering,	100.00
1567, Supplies, Division of Bridges & Structures, Bureau of Engineering,	150.00
1659, Materials, Asphalt Plant, Bureau of Highways & Sewers,	425.25
	<hr/> \$1,775.25

Also

No. 4103. Resolution authorizing and directing the City Controller to make the following transfer of funds within the Bureau of Highways & Sewers, Department of Public Works:

FROM CODE ACCOUNT NO.

1629, Equipment, Cleaning Highways,	\$2,000.00
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TO CODE ACCOUNT NO.

1515, Materials, Public Works Garage,	\$1,500.00
1516, Repairs, Public Works Garage,	500.00
	<hr/> \$2,000.00

Also

No. 4106. Communication from Pittsburgh Building Trades Council endorsing the "O. B. Hannon Plan" for the creation of work and stimulation of business in the Pittsburgh district.

Also

No. 4107 Communication from the City Controller transmitting letter from the Addressograph Sales Agency,

Pittsburgh, Pa., proposing a project for the employment of "white collar workers" on land abstracting work, including preparation of tax records on Addressograph plates.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 4108. Communication from Jacob H. Aronson protesting authorization of further bond issues, with resultant additional taxation on real estate.

Also

No. 4109. Communication from Lippincott & McNeill, Engineers & Surveyors, advocating retention of City Deed Registry Department.

Which were read and referred to the Committee on Finance.

Also

No. 4110. Communication from Mrs. Alice Meade Ingham, 200 Ophelia street, Oakland, complaining of nuisance caused by the City playground adjacent to her property; proposing sale of her property to the City, and inviting the members of Council to visit the same.

Also

No. 4111. Communication from John H. and Helen M. Hall, 2521 Plainview avenue, 19th Ward, urging action on their recent complaint of surface water draining from Way in rear of their property, causing damage thereto.

Which were read and referred to the Committee on Public Works.

Also

No. 4112. Communication from M. W. Snyder, Chief Clerk of the Allegheny County Commissioners, advising that the application of the City of Pittsburgh for a garbage disposal plant at Chateau and Reedsdale streets, N. S., is refused.

Which was read and referred to the Committee on Health and Sanitation.

Also

Bill No. 4113.
DEPARTMENT OF LAW.

Pittsburgh, August 9, 1935.

To the Honorable,
The Council of the City of Pittsburgh.
Gentlemen:

Pursuant to the terms and provisions of an ordinance entitled:

"An Ordinance fixing the salaries of the Director of the Department of Public Safety, of the Director of the Department of Public Works, and of the City Solicitor, at Eight Thousand Dollars (\$8,000.00) per annum each, on and after the first Monday of January, 1914,"

approved December 2, 1913, I send you herewith Assignment of Docket Fees to the City of Pittsburgh, duly executed.

Also be advised that I have this day transmitted to His Honor, the Mayor, the City Controller and the Prothonotary of Allegheny County executed copies of said Assignment.

Respectfully yours,

WILLIAM D. GRIMES,
City Solicitor.

— — — — —
ASSIGNMENT OF DOCKET FEES
TO THE
CITY OF PITTSBURGH
BY THE
CITY SOLICITOR.

WHEREAS, An Ordinance entitled, "An Ordinance fixing the salaries of the Director of the Department of Public Safety, of the Director of the Department of Public Works, and of the City Solicitor, at Eight Thousand Dollars (\$8,000.00) per annum each, on and after the first Monday of January, 1914", was approved December 2, 1913; and

WHEREAS, The undersigned has qualified and been appointed City Solicitor of the City of Pittsburgh:

NOW, THEREFORE, in accordance with the provisions of said Ordinance, I hereby agree to and do assign to the City of Pittsburgh all Docket Fees, or compensation other than the said salary which may come to me, or be received by me as City Solicitor of the City of Pittsburgh, and particularly all Docket Fees which may accrue subsequent to August 5, 1935, in any case in which the City of Pittsburgh is a

party and which by virtue of any Act of Assembly, or otherwise, would belong to me as Attorney or as Solicitor for the City of Pittsburgh.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 8th day of August, A.D. 1935.

WILLIAM D. GRIMES (Seal)

WITNESS: Wm. F. Beatty.

Which was read, received and filed, and ordered printed in full in the record.

Also

No. 4114. Communication from the Department of Public Safety advising of institution of 60-day trial, effective August 21, 1935, of 15-Minute Parking from 8:00 A. M. to 6:00 P. M., on Diamond street, between West Market place and Ferry street, southerly side; and on Ferry street, between Diamond street and Fourth avenue, easterly side.

Which was read, received and filed.

Also

No. 4115. Communication from the Department of Public Safety advising of institution of 60-day trial, effective August 21, 1935, of No Parking, 8:00 A. M. to 6:00 P. M., on Reedsdale street, between Galveston avenue and English street, southerly side.

Which was read, received and filed.

Also

No. 4116. Proposal of Watkins & Company, Certified Public Accountants, to the City of Pittsburgh, in re: South Pittsburgh Water Company rate litigation.

Also

No. 4117. Statement of Account of Watkins & Company, Certified Public Accountants, with the City of Pittsburgh, for period from November 20, 1934, to July 31, 1935, for services rendered in connection with the special investigation of the South Pittsburgh Water Company.

Also

No. 4118. Communication from George M. P. Baird, Secretary & Chief Examiner, Civil Service Commission, submitting information and estimates of cost incidental to a proposed Civil

Service Competitive Examination for certain positions in the Bureaus of Fire and Police, Department of Public Safety.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4119. Report of the Committee on Finance for August 5, 1935, transmitting an ordinance and sundry resolutions to council.

Which was read, received and filed.

Also

Bill No. 4051. An Ordinance entitled, "An Ordinance authorizing and directing the issue and sale of a short-term promissory note of City of Pittsburgh to provide funds to pay \$600,000.00 of floating indebtedness of the City, including judgments against the City and claims for damages finally determined against the City in connection with municipal improvements, and providing for the redemption of said promissory note and the payment of interest thereon."

In Finance Committee, August 5, 1935, Read and amended, in Section 1 by inserting in blank spaces the figures "1/2" and "2" respectively, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3978. Resolution authorizing the issuing of a warrant in favor of Henry E. Weil in the sum of \$21.65, being the full amount of interest and penalty on delinquent city taxes erroneously paid by him on property in 32nd Ward.

In Finance Committee, August 5, 1935, Read and amended by adding to the end of the resolution, the words "and charge same to Code Account No. 41, Refund of Taxes and Water Rent," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation,

Bill No. 4054. Resolution authorizing and directing the Director of the Department of Public Safety to grant a leave of absence, with full pay, for a three-month period, beginning August 1, 1935, to Mary A. McGrady, Matron, Bureau of Police, Department of Public Safety.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4040. Resolution authorizing and directing the City Controller to transfer the sum of \$1500.00 from Code Account No. 1466-E, Repairs, to Code Account No. 1468-F, Equipment, Bureau of Fire, Department of Public Safety.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of coun-

cil being in the affirmative, the resolution passed finally.

Also

Bill No. 4053. Resolution authorizing and directing the City Controller to transfer \$500.00 from Code Account No. 1787, Water Meter Repairs (Dist. Div.) to Code Account No. 1783, Miscellaneous Services (Dist. Div.) Bureau of Water.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 4055. Resolution authorizing and directing the proper city officers to exonerate the taxes remaining unpaid for the second, third and fourth quarters of the year 1935, on property acquired by the City of Pittsburgh, by deed dated February 13, 1935, for an addition to Frick Park, from S. Belle Ackerman at 2035 Beechwood boulevard, in the 14th Ward, Pittsburgh, together with any penalties and interest thereon.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 4072. Resolution authorizing and directing the City Solicitor to accept \$500.00 in full payment and satisfaction of two liens of record at M. L. D. 445 April Term, 1929, for \$840.00 with interest from September 27, 1928, and at M. L. D. 16 April Term, 1931, for \$228.89 with interest from August 15, 1930, on property at 1600 Lincoln avenue, 12th Ward, of Silvio Santoni, the City to pay the costs incident to said liens in full compromise settlement of same.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 4120. Report of the Committee on Public Works for August 5th, 1935, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3267. An Ordinance entitled, "An Ordinance providing for

the letting of a contract or contracts for the furnishing and delivery of 1 Combination Tractor, Shovel and Bulldozer; 1 Road Roller; 1 Scarifier and Road Rooter and 1 Grader for the Bureau of Highways and Sewers, and providing for the payment thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4043. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of an acid pipe drain in the City-County Building, and providing for the payment of the cost thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill

pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4044. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of One (1) Automobile Truck for the Bureau of Recreation, Department of Public Works, and providing for the payment thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Gallagher, at this time, obtained leave and presented

No. 4121. An Ordinance authorizing and directing further investigation and prosecution of a rate case against the South Pittsburgh Water

Company, and making an appropriation therefor.

Also

No. 4122. Resolution authorizing and directing the Mayor to make payment in accordance with billings of Watkins and Company, Certified Public Accountants, for services performed at at the instance, direction and request of the Law Department, in the amount of \$7408.25, up to August 1st, 1935.

Also

No. 4123. Resolution accepting offer of Watkins and Company to carry forward their prosecution of suit against the South Pittsburgh Water Company.

Which were severally read and referred to the Committee on Finance.

Mr. Evans moved to recall from Finance Committee, without action thereon,

Bill No. 4083. WHEREAS, The Housing Administration of Federal Public Works Administration has set aside approximately \$10,000,000 for the erection of low cost housing in Pittsburgh, and

WHEREAS, This Council is in thorough sympathy and accord with said proposed housing project and are ready and willing to co-operate in every possible way with the Federal Government in carrying out said housing projects. Therefore, be it

RESOLVED, That this Council express to Secretary Harold Ickes its utmost confidence in his housing program, and pledges its full and complete co-operation and sympathetic consideration of any and all plans to eliminate slums and re-house the slum dwellers of Pittsburgh in decent sanitary houses, and be it further

RESOLVED, That this Council pledges itself that if the Federal Government will proceed with the erection of low cost housing as now projected, it will use its utmost endeavor to continue the present slum demolition program which, since its inauguration in March 1934, has resulted in the razing of about 1200 unfit and insanitary buildings.

Which motion prevailed.
And Bill No. 4083 was read.

Mr. Evans moved
The adoption of the resolution.
Which motion prevailed.

Mr. McArdle moved
That the City Clerk be authorized to issue a requisition upon the Department of Supplies for the purchase of 5000 copies of the 1935 edition of "Civic Pittsburgh", at a cost not to exceed \$450.00, and charge the same to Code Account No. 1005, Supplies, Office of City Clerk.

Which motion prevailed.

The Chair presented
No. 4124.

City of Pittsburgh,
Office of the Mayor,
August 10, 1935.

To the President and Members
of City Council.
Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, Mr. W. P. Witherow of 5448 Northumberland street as a Member of the Sinking Fund Commission for the term beginning June 1, 1935.

Respectfully yours,

WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Mr. McArdle presented
No. 4125. Resolved, That the appointment by the Mayor of W. P. Witherow as a member of the Sinking Fund Commission be and the same is hereby approved and confirmed.
Which was read.

Mr. McArdle moved
The adoption of the resolution.
Upon which motion the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of council being in the affirmative, the motion prevailed.

The Chair also presented
No. 4126.

City of Pittsburgh,
Office of the Mayor,
August 12, 1935.

To the President and Members
of City Council.
Gentlemen:—

In view of the fact that you have taken no action on the appointment of John Bauer to the position of Member of the Traction Conference Board, which I consider tantamount to a rejection, I am withdrawing his name from further consideration of your Honorable Body.

I have the honor to inform you that I have appointed, subject to your approval, Mr. James P. Collins, 5209 Stanton avenue, to the position of Member of the Traction Conference Board in place of C. A. Finley, removed, and would ask for an immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR,
Mayor.

Which was read.

Mr. Anderson moved
That the communication be laid on the table.
Which motion prevailed.

Also

No. 4127.
CITY OF PITTSBURGH
OFFICE OF THE MAYOR

August 6, 1935.

To the President and
Members of Council,
City of Pittsburgh.
Gentlemen:—

I am returning Bill No. 3962 without my signature for the reason that we have ample facilities at Mayview for providing food, clothing, fuel and shelter.

Such cases as would not come within this set up should be taken care of by the Federal government since they are taking millions of dollars from our community to provide for such cases. The State government has also levied heavy taxes upon our citizens for relief purposes and since the Federal and State governments are taking millions of dollars from this community for relief of distressed citizens, it is

incumbent upon them to meet this situation.

In case Federal and State governments stop printing money and we have to bear this burden ourselves, I think it is sounder in principle if we do this by a tax levy instead of by borrowing. To continue the policy of issuing bonds for government needs means inflation and we have the example of Germany and other European countries who have followed this practice as a warning that it brings disaster.

We have had a depression now for many years and things are not getting better. The reason for all this is self-evident. All branches of government are spending more than they take in. We do not have any control over the policies of the Federal and State governments, but the legislative and executive branches of the City of Pittsburgh could start right here at home and balance our budget and do our part toward bringing back prosperity.

Very truly yours,

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

Also

Bill No. 3962. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Five hundred thousand (\$500,000.00) dollars, and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purposes, viz: Providing food, clothing, fuel and shelter for and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support, and providing for the redemption of said bonds and the payment of interest thereon, from Public Welfare Relief Bonds authorized by the people April 26th, 1932."

In Council, July 29, 1935, Bill read, Committee amendments agreed to, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agree-

ably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

The Chair also presented

No. 4128.

City of Pittsburgh,

Office of the Mayor,

August 9, 1935.

To the President and Members
of City Council.

Gentlemen:—

I am returning Bill No. 3836, in which the Mayor is directed to pay James F. Murphy the sum of \$754.00 for services as Fireman at Mayview, without my approval. In my examination of the case, he did no work during those months and, therefore, I do not see why he should be paid.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

Also

Bill No. 3836. Resolution authorizing the issuing of a warrant in favor of James F. Murphy in the sum of \$754.00, for services as Fireman at the Pittsburgh City Home and Hospitals, Mayview, Pa., from November 1, 1934, to February 24, 1935, and charging the same to Code Account No. 1326, Wages, Temporary Employees, Mayview.

In Council, July 29, 1935, Read, Committee amendment agreed to, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Noes:—Mr. Demmler.

Ayes 8. Noes 1.

And there being two-thirds of the votes of council in the affirmative the resolution became a law notwithstanding the objections of the Mayor.

Mr. McArdle moved

That the Minutes of Council of Monday, August 5th, 1935, be approved.
Which motion prevailed.

And on motion of Mr. Gallagher

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Wednesday, August 14, 1935

No. 38.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Wednesday, August 14th, 1935.

Council met pursuant to the following call:—

Pittsburgh, Pa., August 12, 1935.

Mr. Robert Clark,
Clerk of Council,
City of Pittsburgh.
Dear Sir:—

Please call a special meeting of Council for Wednesday, August 14th, 1935, at 3:15 o'clock, P.M., E.S.T., (4:15 o'clock, P. M., Daylight Saving Time) for the consideration of business from the Committee on Finance, and such other business as may come before the meeting.

Very truly yours,

ROBT. GARLAND,

President of Council.

Which was read, received and filed.

Present:—Messrs.

Anderson Huston
Demmler Kane
Evans Magee
Gallagher Garland (Pres't)
Absent:—Mr. McArdle

REPORT OF COMMITTEES.

Mr. Magee (for Mr. McArdle) presented

No. 4129. Report of the Committee on Finance for August 12, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Mr. Magee moved

A suspension of Rule VIII, providing for mailing of printed copies of all ordinances and resolutions to each member of Council at least 48 hours previous to the final consideration of such papers by Council.

Which motion prevailed.

Mr. Magee also presented, with an affirmative recommendation,

Bill No. 4098. An Ordinance entitled, "An Ordinance signifying the desire of the corporate authorities of the City of Pittsburgh that the indebtedness of the City of Pittsburgh be increased in the amount of Four million dollars (\$4,000,000.00) for the purpose of providing funds for General Improvements in the several Departments of the City of Pittsburgh."

Which was read.

Mr. Magee moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Magee arose and said:

Mr. President:— I think that in view of the fact that the City Coun-

cil is going contrary to the advice of the Director of the Department of Public Works something should be said here today for the Record so that the public will understand the issue between the director and the members of Council on the policy of relieving unemployment.

I listened in the committee with a great deal of interest to the argument advanced by the director that we should change our policy from one of day-employment to contract employment. I did not engage in the argument because the director had fully stated his case on a previous occasion. He wants to introduce into the unemployment relief situation the element of efficiency. Neither I, nor I suppose anyone else, would be opposed to contracting the work out if economy and efficiency were the only objectives of the program.

While we should not lose sight of the necessity of having public works done most efficiently and economically, that is not, however, the main purpose. The main end in view here is to restore purchasing power in the United States by giving employment to the largest number of unemployed, thus enlarging purchasing power in the hope that an enlarged turnover would stimulate and revive normal employment and business.

The Congress of the United States authorized the President to formulate a plan. The President has done so, and he has set up in every State and every locality machinery to bring this about. How can the City of Pittsburgh, with any hope of success, propose an alternative plan, and if we could, ought we to do so?

I say we should not do it even though the Federal authorities would sanction a new plan, as we have found by actual experience that when we hire equipment and let contracts, there is a minimum of workers employed and a maximum of machines.

That is the complete answer that must be given to the public as to why the Council does not follow the recommendation of the Director of the Department of Public Works. We want to employ the largest number of people, and while we want to seek the greatest efficiency possible and the most

economy in the circumstances, we must not substitute these two minor aims for the major one of providing employment for the greatest possible number of human beings in this national crisis.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4052. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of \$, and providing for the issue and sale of a short-term promissory note of said City in said amount, to provide funds to pay for the construction of general public works improvements within the City, including the materials necessary therefor, and the preliminary expenses in connection therewith, and to pay engineering, architectural and other expenses incurred or to be incurred in connection with contracts for municipal improvements, and providing for the redemption of said promissory note and the payment of interest thereon."

In Finance Committee, August 12, 1935, Bill read and amended in Sections 1, 2 and 6 by striking out and by inserting as shown in red, and in the title by inserting in blank space the amount "\$2,000,000.00", and by striking out, after the words "general public", the word "works", and as amended ordered returned to council with an affirmative recommendation.

Which was read,

Mr. Magee moved

That the amendments of the

Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Magee moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Huston

Demmler Kane

Evans Magee

Gallagher Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

The Chair presented

No. 4130

5460 Hillcrest street,

Pittsburgh, Pa.

To the Honorable Council of the City of Pittsburgh.

Gentlemen:—

You are cordially invited to attend a reception being sponsored by Hulings Camp, United Spanish American War Veterans, in honor of Edward Livingston, in recognition of his services in behalf of the Spanish American War Veterans and the Veterans of Foreign Wars for the past 34 years.

This affair will be held at Trees Carlisle Post, Veterans of Foreign Wars, 211 North Collins avenue, East Liberty, Pittsburgh, on Wednesday, August 14, 1935, at 8 o'clock, P. M.

Respectfully yours,

LEWIS H. AUSTRAY

Committeeman.

Which was read, received and filed, and invitation accepted.

And on motion of Mr. Huston

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, August 19, 1935

No. 39.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President
ROBERT CLARK.....City Clerk
EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, August 19, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

Mr. Demmler presented

No. 4131. Communication from John Bauer submitting memorandum on progress and program of survey of the City of Pittsburgh on the Pittsburgh Railways Company.

Also

No. 4132. An Ordinance vacating Saw Mill Run boulevard (formerly Library road, in the 32nd Ward of the City of Pittsburgh, from Dartmore avenue to a point 320.35 feet northwardly therefrom.

Also

No. 4132½. Ross Gardens Plan, laid out by Charles E. Weitz and Mary A. Weitz, his wife, Jesse G. Wise and Clara M. Wise, et al., in the 12th Ward, and the dedication of street and roads shown thereon.

Also

No. 4133. An Ordinance approving Ross Gardens, in the 12th Ward of the City of Pittsburgh, laid out by Charles E. Weitz and Mary A. Weitz, his wife, Jesse G. Wise and Clara M. Wise, his wife, Roland L. Trauger and Elsie L. Trauger, his wife, Frank Weis, Jr., and Rose M. Weis, his wife, Emilie I. Sweeney and James A. Sweeney, her husband, Kate B. Leggett, Right Reverend Hugh C. Boyle, Trustee for the Corpus Christi Church of Pittsburgh, Pennsylvania, and Fidelity Trust Company, executors and trustees under the last will and testament of Charles Ross, deceased, accepting the dedication of Wiltsie street, Ross Garden road and Fern Rock road as shown thereon for public use for highway purposes, opening and naming the same, and fixing the widths and positions of the roadways and sidewalks and establishing the grades thereon.

Also

No. 4134. An Ordinance re-establishing the grade of Los Angeles avenue, from Crosby avenue to Shiras avenue.

Also

No. 4135. An Ordinance re-establishing the grade of Crosby avenue, from Pauline avenue to Alcott way.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Evans presented

No. 4136. An Ordinance authorizing the issuance of a warrant to Watkins & Company, in the sum of \$7408.25, for professional services, accounting, in the matter of the South Pittsburgh Water Company.

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 4137. Report of the Department of Public Welfare relative to care of the unemployable citizens from the Allegheny County Emergency Relief Board when the State Emergency Relief Board activities cease on November 1, 1935.

Which was read and referred to the Committee on Finance.

Also

No. 4138. Communication from Marmins Construction Company asking payment of balance due on contract for construction of Tuberculosis Camp buildings at the City Home and Hospitals, Mayview, Pa.

Which was read and referred to the Committee on Public Welfare.

Mr. Huston presented

No. 4139. Communication from the Department of Public Health showing amount of garbage and rubbish removed during the month of July, 1935.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Kane presented

No. 4140. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, by

changing the Zone Map, Sheet Z-O-O, so as to change from a "B" Residence Use and Second Area District to a Commercial Use and Third Area District, all that certain property bounded by Southern avenue, Wyoming street, Greenbush street and the present Commercial Use District.

Also

No. 4141. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the extension of the heating System of the Phipps Conservatory into the Garden Center House, and for the making of repairs to the roof and floors of the said Garden Center House in Schenley Park, and providing for the payment of the cost thereof.

Also

No. 4142. Petition for Street Sprinkler in the vicinity of the 1400 block on Rutherford street, 19th Ward.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 4143. Resolution authorizing and directing the City Solicitor to file a complaint before the Public Service Commission of Pennsylvania against the rates of the South Pittsburgh Water Company.

Also

No. 4144. An Ordinance amending and supplementing a portion of Section 102 of Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved January 2, 1935, and as amended by Ordinance No. 23, approved February 7, 1935, and Ordinance No. 77, approved March 22, 1935.

Also

No. 4145. Resolution authorizing and directing the City Controller to transfer the sum of \$200.00 from Code Account No. 1233, Repairs, Tuberculosis Hospital, to Code Account No. 1232, Materials Tuberculosis Hospital, Department of Public Health.

Also

No. 4146. An Ordinance appropriating the sum of \$5,000.00 heretofore transferred by Resolution No. 116, approved June 26, 1935, from Appropriation No. 1443, Salaries, Regular Employees, Bureau of Police, to Appropriation No. 1892, Conservatory Supplies for Spring Flower Show, for the following purposes, viz: Providing supplies, materials, equipment, and repairs for the Spring Flower Show of 1936.

Also

No. 4147. RESOLVED, That the City Controller be and he is hereby authorized and directed to make the following transfers, in order to provide funds necessary for the conduct of examinations for the Bureau of Police and the Bureau of Fire:—

FROM CODE ACCOUNT

No. 1443, Salaries Regular Employees Bureau of Police \$5,000.00

TO CODE ACCOUNTS

No. 1100, Miscellaneous Services Civil Service Commission 4,325.00
No. 1101, Supplies, Civil Service Commission 675.00

Also

No. 4148. RESOLVED, That the City Controller be and he is hereby authorized and directed to transfer the sums of:

Two Thousand Five Hundred (\$2,500.00) Dollars from Bond Fund 118-2B, Monongahela Playground.

One Thousand (\$1,000.00) Dollars from Bond Fund 118-2D, Sophia Evert Playground.

Six Thousand Five Hundred (\$6,500.00) Dollars from Bond Fund 118-3, Improvement of Sewers.

To:

Bond Fund 118-7A, For Salaries, Wages and Miscellaneous expenses for the making of surveys, of inspection services and for the preparation of plans and estimates of projects carried out as Unemployment Relief Projects;

and to transfer the sums of:

Seven Hundred Thirty-Three (\$733.20) Dollars and Twenty Cents from Bond Fund 118-12, "Blockstone or Brick Surfaced Streets."

One Hundred Ninety-One (\$191.43) Dollars and Forty-Three Cents from Bond Fund 118-11, "Board-Walks and Steps."

Two Hundred Thirteen (\$213.04) Dollars and Four Cents from Bond Fund 118-2, "Parks and Playgrounds."

Nine Hundred Thirteen (\$913.76) Dollars and Seventy-Six Cents from Bond Fund 118-17, "Improvement of Public Areas."

One Thousand Five Hundred (\$1,500.00) Dollars from Bond Fund 118-15, "Playgrounds."

One Hundred Twelve (\$112.33) Dollars and Thirty-Three Cents from Bond Fund 118-19, "Foley Street Playground."

Five Hundred (\$500.00) Dollars from Bond Fund 118-4, "Improvement of Water Lines."

Ninety-Nine (\$99.60) Dollars and Sixty Cents from Bond Fund 118-6, "Repainting of City Buildings."

To:

Bond Fund 118-7, For the rental of office and warehouse space, purchase of supplies and materials, purchase or rental of engineering equipment and payment of miscellaneous services for engineering, planning and research projects carried out as Unemployment Relief Projects.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 4149. Communication from the Department of Public Works submitting recommendations with regard to tentative allocation of funds for the proposed work relief program.

Also

No. 4150. Communication from Frededick Bigger, Chairman, City Planning Commission, asking for \$27,100.00 from funds to be derived from \$2,000,000 promissory note fund for relief work program.

Also

No. 4151. Communication from the City Treasurer transmitting statement of delinquent tax collections and of the accounts of the City Solicitor from August 1st to 15th, 1935.

Also

No. 4152. Resolution exonerating and cancelling charge of \$719.08 Homeopathic Hospital, and authorizing for excess water consumption by the the proper city officials to accept the sum of \$35.00 in full payment for meter service charge for the period ending January 12, 1935, and to satisfy the charge made for excess water consumption.

Also

No. 4153. Resolution authorizing the issuing of a warrant in favor of Fred Beckett for the sum of \$125.00, being compensation for the customary two weeks' vacation which he did not receive as Battalion Chief in the Bureau of Fire, and charging same to Appropriation No. 1461, Salaries, Regular Employees, Bureau of Fire.

Also

No. 4154. Communication from Pennsylvania State Nurses' Association, District Association No. 6, advising that it has no objection to the appointment by the City of an out-of-town nurse at the Pittsburgh City Home and Hospitals, Mayview, Penna.

Also

No. 4155. Communication from Elmer C. Bown, Esq., 920 Berger building, urging the retention of the Division of Deed Registry in the Department of Public Works.

Also

No. 4156. Communication from Mrs. R. V. McGough, 6922 Bennett street, urging the retention of the office of Deed Registry in the City of Pittsburgh.

Also

No. 4157. Communication from A. E. Sloan, Esq., 506 Berger building, urging the retention of the Division of Deed Registry, City of Pittsburgh.

Also

No. 4158. Communication from Charles A. Poth, 1316 Berger building, urging the retention of the Division of Deed Registry, City of Pittsburgh.

Also

No. 4159. Communication from John J. McGrath, Esq., 430 Grant building, urging the retention of the Division of Deed Registry in the City of Pittsburgh.

Also

No. 4160. Communication from John F. Gloeckner, 603 Law and Finance building, urging the retention of the Division of Deed Registry, City of Pittsburgh.

Also

No. 4161. Communication from Charles W. Flynn, Real Estate, Peoples-East End building, urging the retention of the Division of Deed Registry, City of Pittsburgh.

Also

No. 4162. Communication from Paul G. McClelland, Esq., Bakewell building, urging the retention of the Division of Deed Registry in the City of Pittsburgh.

Also

No. 4163. Communication from John McGrew, Civil Engineer, urging the retention of the Division of Deed Registry, City of Pittsburgh.

Also

No. 4164. Communication from Charles W. Flynn, Esq., Peoples-East End building, urging the retention of the Division of Deed Registry, City of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Also

No. 4165. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses, and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of

yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, by changing the Zone Map, Sheet Z-N10-E30, so as to change from a "B" Residence Use, Thirty-five Foot Height and First Area District to an "A" Residence Use, Forty-five Foot Height and Third Area District, all that certain property located at the northeast corner of Thomas street and North Linden avenue, having a frontage of 124.91 feet on Thomas street and 143.64 feet on North Linden avenue.

Also

No. 4166. Communication from Real Estate Company of Pittsburgh relative to water backing up into the cellar of the apartment of Catherine L. Rogers, at Forbes and Halket streets.

Also

No. 4167. Communication from Joe Schwartz asking permission to construct, maintain and operate a cellarway on the sidewalk in front of his property at 1902 Centre avenue.

Also

No. 4168. Communication from the Civic Board of Spring Hill asking that Rhine street, from Iten street to Buente street, be repaved.

Also

No. 4169. Communication from Daniel G. Kruouse, 126 Sixth street, complaining of the condition of Banks-ville road.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4170. Communication from Joseph Carless, 208 Chalfont street, requesting that grade be established and sewer laid on Ashdale street and Zeida way, 18th Ward.

Also

No. 4171. Communication from

James W. Jones relative to rates of the South Pittsburgh Water Company.

Also

No. 4172. Petition for the establishment of a grade on Shamrock way, between Millvale avenue and Winebiddle avenue.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 4173. Communication from Ancient Order of Hibernians of Allegheny County, expressing appreciation for the many courtesies extended to Minister MacWhite on his visit to Pittsburgh last Irish Day.

Which was read, received and filed.

Also

No. 4174.

Department of Law.

August 15, 1935.

The Honorable, The Council
of the City of Pittsburgh.
Gentlemen:

Having been appointed City Solicitor by the Hon. William N. McNair, which appointment was approved by your Honorable Body at its meeting held August 5, 1935, I beg to advise you that my Bond as City Solicitor in the sum of \$10,000.00, with the National Surety Corporation, a corporation of the State of New York, duly authorized to do business in the Commonwealth of Pennsylvania and having an office in the Grant building, Pittsburgh, Pa., as Surety, effective as of August 5, 1935, has been approved by the Mayor and is on file in his office.

The oath of office as City Solicitor was administered to me and I am now acting as the City Solicitor.

Respectively yours,

WILLIAM D. GRIMES,
City Solicitor.

Which was read, received and filed.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4175 Report of the Committee on Finance for August 12th, 1935, transmitting an ordinance and several resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4096. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into a lease with Grant Building Incorporated, for office floor space at a price of One (\$1.00) dollar per square foot per annum, the space to be used in carrying out Unemployment Relief Projects in conjunction with the Works Progress Administration."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4104. Resolution authorizing and directing the City Controller to transfer the following sums, aggregating \$1,775.25, in various code accounts of the Department of Public Works:—

FROM CODE ACCOUNT

1500, Salaries, Regular Employees, Director's Office,	\$ 600.00
1537, Drilling and Test Pits, General Office, Bureau of Engineering,	500.00
1553, General Repaving, Di-	

vision of Construction, Bureau of Engineering 425.25

1583, Materials, Bridge Repainting, City Force, Division of Maintenance, Bureau of Engineering,	250.00
---	--------

Total \$1775.25

TO CODE ACCOUNT

1523, Salaries, Regular Employees, Photographic Division,	\$ 600.00
1532, Blue Printing, General Office, Bureau of Engineering,	500.00
1550, Supplies, Division of Construction, Bureau of Engineering,	100.00
1567, Supplies, Division of Bridges & Structures, Bureau of Engineering,	150.00
1659, Materials, Asphalt Plant, Bureau of Highways & Sewers,	425.25

Total \$1775.25

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 4105. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account No. 1629, Equipment, Cleaning Highways, as follows:

To Code Account No.
 1515, Materials, Public Works
 Garage, \$1500.00
 1516, Repairs, Public Works
 Garage, 500.00
 \$2000.00

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 4102. Resolution authorizing and directing the City Solicitor to postpone the lien of the judgment of the City of Pittsburgh against George C. Seitz, Louise M. Wallace and Margaret Seitz at No. 71 October Term, 1933, in favor of any mortgage to be given by George C. Seitz and Lillian M. Seitz on their property on Woodstock avenue, being lot No. 127 Milligan Manor, Plan Book 17, page 140, Borough of Swissvale, so that the new mortgage to be given by said mortgagors shall be first in lien to the judgment of the City of Pittsburgh.

In Finance Committee, August 12, 1935, Read and ordered returned to council with an affirmative recommendation, subject to report from Assessors.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,

the resolution was read a second time.

Mr. McArdle also presented
 No. 4176.

Department of Assessors,
 City of Pittsburgh, Penna.,

August 16, 1935.

Finance Committee,
 City Council,
 Pittsburgh, Pa.
 Gentlemen:—

In reply to your letter of August 13th, with reference to Bill No. 4102. A resolution to postpone lien of judgment of the City of Pittsburgh against George C. Seitz, Louise M. Wallace and Margaret Seitz at No. 71 October Term, 1933:

We have examined this property which we find is located at No. 1334 Forbes street (not No. 1318) and desire to report the following valuation:

Lot 120.10 x 70.79 Forbes between Stevenson and Magee streets,	\$36,030.00
1 story brick and iron clad building	1,900.00
1 story frame building	500.00
Total	\$38,430.00

Respectfully yours,

P. R. WILLIAMS,
 Chief Assessor.

Which was read, received and filed.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 4177. Report of the Committee on Public Works for August 14, 1935, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3788. An Ordinance entitled, "An Ordinance widening Los Angeles avenue, in the 19th Ward of the City of Pittsburgh, at its intersection with Shiras avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3855. An Ordinance entitled, "An Ordinance widening Crosby avenue, 19th Ward, City of Pittsburgh, at the intersections of all streets between and including Pauline avenue and Alcott way, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 4087. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a 24" Terra Cotta Pipe Relief Sewer on Ellsworth avenue and South Graham street, from the existing sewer on Ellsworth avenue at Bellefonte street to the existing sewer on South Graham street at Brownell street, including, as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of Three thousand (\$3,000.00) dollars from Code Account 1554, Sewer Repairs, and One thousand (\$1,000.00) dollars from Bond Fund 109, Public Works Bonds, amounting in the aggregate to Four thousand (\$4,000.00) dollars, for the payment of the cost thereof."

Which was read

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill

pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4088. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction and installation of a heating system in the Bureau of Tests Laboratory, and providing for the payment of the cost thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4090. An Ordinance entitled, "An Ordinance authorizing and directing the grading to a width of thirty-six (36) feet, paving and curbing of Burrows street, from Ter-

race street to the south line of the Schenley Square Plan of Lots, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing further, for the payment of the City's share thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4091. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the making of alterations, including plumbing work, to the building in Frick Park at Beechwood boulevard, and providing for the payment of the cost thereof."

Which was read

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4093. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement for and on behalf of the City of Pittsburgh with the Commonwealth of Pennsylvania, acting through the Secretary of Highways, relating to the widening and reimprovement of Carson street West, State Highway Route 76, Section 7, from a point about 60 feet west of Telford street at Station 74 + 67 to the east end of the bridge over Chartiers creek, at Station 105 + 88.45, said agreement to be in the form as herein set forth."

Which was read

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 4178. Report of the Committee on Public Service and Surveys for August 14, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4081. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of Burrows street, from Terrace street to the southerly line of the Schenley Square Plan of Lots, providing for parking, sloping and the construction of retaining walls and steps on that portion of the street lying without the lines of the sidewalks and roadway."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Huston moved

That the Minutes of Council of
Monday, August 12th, and Wednesday,
August 14th, 1935, be approved.

Which motion prevailed.

And on motion of Mr. Kane

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, August 26, 1935

No. 40.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, August 26, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

Mr. Anderson presented

No. 4179. Communication from James Masterson asking for the return of the sum of \$122.05, which he claims he paid into the Firemen's Disability Fund while a member of the Bureau of Fire from 1919 to 1923.

Which was read and referred to the Committee on Finance.

Also

No. 4180. Communication from the Director of the Department of

Public Safety advising of institution of 60-day trial of unrestricted parking on Fairmount street, between Harriett street and Friendship avenue, both sides, effective September 4, 1935.

Which was read, received and filed.

Also

No. 4181. Communication from the Director of the Department of Public Safety advising of institution of 60-day trial of NO PARKING at any time on Eva street, between Euclid avenue and Beatty street, southerly side, effective September 4, 1935.

Which was read, received and filed.

Mr. Demmler presented

No. 4182. An Ordinance accepting the dedication of certain property in the 19th Ward of the City of Pittsburgh, for public use for highway purposes, opening and naming the same "Rohm Way" and establishing the grade thereon.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 4183. An Ordinance authorizing the issuance of a warrant in favor of the Marmins Construction Company in the sum of \$190.00 for extra work ordered in lieu of other work omitted and for which the City received a credit of \$240.00.

Also

No. 4184. Communication from Loretta Barcoske asking that Walter Grant be refunded \$15.00 forfeit which he placed for his release on a charge of numbers writing; he being discharged at a hearing before Police Magistrate Lucas at No. 7 Police Station.

Also

No. 4185. Communication from the Nichols Realty Company submitting seven (7) parcels of ground on which to erect incinerator plants.

Which were severally read and referred to the Committee on Finance.

Mr. Huston presented

No. 4186. Report of the Department of Law on the application of the City of Pittsburgh to the Board of Commissioners of Allegheny County for a permit for the erection of an incinerator plant on the North Side in the City of Pittsburgh.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Kane presented

No. 4187. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the grading, regrading, paving, repaving, recurbing and otherwise improving of Brookline boulevard, from a point about 100 feet south of Pioneer avenue to Edgebrook avenue, including the regrading, repaving and otherwise improving of Flatbush, Creedmore and Castlegate avenues, as affected thereby, and including, as may be necessary, the grading of approaches on streets affected thereby, and sinking of exploratory test holes, and providing for the payment of the cost thereof.

Also

No. 4188. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of two (2) trucks for the Bureau of Engineering, Division of Bridges and Structures and providing for the payment thereof.

Also

No. 4189. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one (1) auto truck and one (1) auto sedan for the Bureau of Parks, Department of Public Works, and providing for the payment thereof.

Also

No. 4190. Communication from

the Department of Public Works advising of extra work on contract with R. D. Thomas & Company for the Grading, Paving and Curbing of Brookline boulevard, from West Liberty avenue to Pioneer avenue, amounting to \$1,153.00.

Also

No. 4191. Communication from the Department of Public Works asking permission to increase the expenditure for the isolation of the fire in an abandoned coal mine working in the vicinity of Columbo and Evaline streets from \$1500.00 to \$3500.00.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4192. Resolution authorizing the issuing of a warrant in favor of the Mercy Hospital for \$150.00 for medical services rendered Hoseman Triplett, and a warrant in favor of William J. Triplett for \$172.18 for lost time due to injuries received while on his way to report for duty on Saturday, July 13th, 1935, and charging same to Code Account No. 44, Workmen's Compensation Fund.

Which was read and referred to the Committee on Finance.

Also

No. 4193. Report of the Department of Public Works of August 21st, 1935, showing contracts advertised July 26, 27 and 29, and awarded August 7, 8 and 15, 1935.

Which was read, received and filed.

Mr. McArdle presented

No. 4194. Resolution authorizing the issuing of a warrant in favor of Frank I. Gollmar, Sheriff, for the sum of \$162.08, being a refund of money inadvertently paid to the City of Pittsburgh, where credit had already been given for properties bid in at Lev. Fas. D. T. D. Nos. 984, January Term, 1925; 158 January Term, 1926; 17 January Term, 1926; 2915 January Term, 1923; 417 January Term, 1924, and 42 January Term, 1923, and charging same to Code Account No.

Also

No. 4195. Resolution authoriz-

ing the issuing of a warrant in favor of Harry Aheimer, a minor, by his mother and next friend, Alma Aheimer, and Alma Aheimer in her own right, 2711 Cobden street, in the sum of \$150.00 in full settlement of their claims against the City of Pittsburgh for personal injuries sustained by Harry Aheimer on June 15, 1934 on 24th Street Steps, and charging same to Code Account No. 42 Contingent Fund.

Also

No. 4196. Resolution authorizing the issuing of a warrant in favor of August Mack Mehaffey, 3454 Boundary street, in the sum of \$800.00, in full settlement of his claim against the City of Pittsburgh for personal injuries sustained March 17, 1935, on Wilnot street steps, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4197. An Ordinance creating and establishing a Bureau of Deed Registry in the City of Pittsburgh.

Also

No. 4198. Resolution authorizing and directing the proper City Officers to accept the sum of \$250.00 in full settlement of the City's claim against Freda Pope Hess, trading as the "Show Boat", in the case at Hab. F. 275 October Term, 1935, growing out of a rent claim which the City has against the aforesaid Freda Pope Hess, trading as the "Show Boat", and to satisfy the judgment which the City of Pittsburgh has against said Freda Pope Hess.

Also

No. 4199. Resolution authorizing and directing the proper City officers to exonerate and charge off their records the balance due on Angelo C. Guarano's separation No. 3, 5401 Hobart street, in the sum of \$143.13, together with all penalty, interest and costs, due to error charged to Frank J. Zappala, Esq.

Also

No. 4200. Resolution authorizing and directing the proper City Officers to accept \$3,500.00 in full com-

promise settlement of the claim of the City of Pittsburgh against the West Virginia Railroad Company in the matter of the grading, paving and curbing of Dawn avenue, 19th Ward, and to satisfy liens of \$225.00 against the property of said Company on Dawn avenue.

Also

No. 4201. Communication from E. A. Smith, 715 Ivy street, asking Council to appoint him to look after collection of all claims and debts due the City.

Also

No. 4202. Resolution authorizing and directing the City Solicitor to accept the sum of \$1750.00 in full settlement of the City's right to subrogation in the case of Mary Barr vs. H. Emerson Klinzing, at No. 1619 October Term, 1933, growing out of injuries received by Albert D. Barr, husband of plaintiff, July 8, 1933, in the course of his employment as a Street Foreman in the Bureau of Highways and Sewers of the Department of Public Works of the City of Pittsburgh, when he was struck by a machine owned and driven by defendant on Warrington avenue near Craighead street, resulting in his death the same day; and authorizing the Mayor and the Director of the Department of Public Works to execute and deliver a release in behalf of the City of Pittsburgh to H. Emerson Klinzing, Mary Barr and the State Automobile Insurance Company, in connection with the above accident; and authorizing the issuing of warrants, upon vouchers approved by the City Solicitor, at the rate of \$10.00 per week for a period of 191 weeks, beginning August 23, 1935, and ending April 14, 1939, in favor of Mary Barr, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 4203. Petition asking for settlement for alleged damages on account of overflow of Boundary street sewer.

Also

No. 4204. Resolution authoriz-

ing the Mayor to secure the services of local attorneys for litigation which will require the filing of suits in the County outside of Allegheny in behalf of the City, and setting aside the sum of \$1500.00 from Code Account No. to pay for said services.

Which were read and referred to the Committee on Finance.

Also

No. 4205. Communication from Albert Knopp, 3532 Sirius street, relative to right-of-way for water line, from Ames to Irma street, to property of Fred Kilchenstein.

Which was read and referred to the Committee on Public Works.

Also

No. 4206. Communication from William Timmons, Alderman of the 18th Ward, requesting the installation of traffic lights and play-zone signs on Warrington avenue at Warrington Park.

Which was read and referred to the Committee on Public Safety.

Also

No. 4207. Communication from the District Association No. 6 of the Pennsylvania State Nurses' Association stating that the nurse or group of nurses who appeared before Council protesting against the appointment of the nominee of Director Hay for Director of Nurses at the Pittsburgh Home and Hospitals, did not represent that organization, and that the Nurses' Association is not protesting the nomination nor taking action in any way.

Also

No. 4208. Communication from Chester, Laboon, Campbell, Davis and Bankson, Clark building, calling attention to statements in report of Watkins & Co., auditors for the City in the South Pittsburgh Water Co. case, which they claim are false; also referring to their work in former South Pittsburgh Water Company case.

Also

No. 4209. Communication from Wadsworth Street Unemployed Council, 335 Robinson street, requesting a hearing for the residents of the Fifth

ward for section known as Oakland Heights, on the matter of a playground.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4210. Report of the Committee on Finance for August 19, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also

Bill No. 3825. An Ordinance entitled, "An Ordinance providing for the purchase from Florence Townsend of a certain lot or piece of ground in the 20th Ward of the City of Pittsburgh, located on Chartiers avenue, for playground purposes, and providing for the payment of the purchase money thereof."

In Finance Committee, August 19, 1935, Bill read and amended by inserting in blank space in Section 2, the amount "\$8000.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Kane moved

That the bill be laid on the table.

Which motion prevailed.

Also, with an affirmative recommendation.

Bill No. 4050. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an Agreement, for and on behalf of the City of Pittsburgh, with the Commissioners of Allegheny County, with regard to participation by the City of Pittsburgh in an application to be made by the County of Allegheny to the Works Progress Administration for the purpose of making the necessary surveys, plans, designs, estimates, specifications, proposals and applications for the carrying out of certain projects under the Emergency Relief Appropriation Act of 1935; and further setting forth the terms of a contract to be entered

into by the City of Pittsburgh and the County of Allegheny in connection with the execution of joint leases and sharing of the specified expenses incident to the carrying out of said projects."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4146. An Ordinance entitled, "An Ordinance appropriating the sum of \$5,000.00 heretofore transferred by Resolution No. 116, approved June 26, 1935, from Appropriation No. 1443, Salaries Regular Employees, Bureau of Police, to Appropriation No. 1892, Conservatory Supplies for Spring Flower Show, for the following purposes, viz: Providing supplies, materials, equipment and repairs for the Spring Flower Show of 1936."

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4136. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant to Watkins & Company in the sum of \$7408.25, for professional services, accounting, in the matter of the South Pittsburgh Water Company."

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 4145. Resolution authorizing and directing the City Controller to transfer the sum of \$200.00 from Code Account 1233, Repairs, Tuberculosis Hospital, to Code Account 1232, Materials, Tuberculosis Hospital, Department of Public Health.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4148. Resolution authorizing and directing the City Controller to transfer the following:—

\$2500.00 from Bond Fund 118-2B, Monongahela Playground.

1000.00 from Bond Fund 118-2D, Sophia Evert Playground.

6500.00 from Bond Fund 118-3, Improvement of Sewers.

To Bond Fund 118-7A, For Salaries, Wages and Miscellaneous expenses for the making of surveys, of inspection services and for the preparation of plans and estimates of projects carried out as Unemployment Relief Projects; And to transfer the sums of

\$ 733.20 from Bond Fund 118-12, Blockstone or Brick Surfaced streets.

191.43 from Bond Fund 118-11, Boardwalks and Steps,

213.04 from Bond Fund 118-2, Parks and Playgrounds,

913.76 from Bond Fund 118-17, Improvement of Public Areas,

1500.00 from Bond Fund 118-15, Playgrounds,

112-33 from Bond Fund 118-19, Foley Street Playground,

500.00 from Bond Fund 118-4, Improvement of Water Lines,

99.60 from Bond Fund 118-6, Repainting of City Buildings,

To Bond Fund 118-7, For the rental of office and warehouse space, purchase of supplies and materials, purchase or

rental of engineering equipment and payment of miscellaneous services for engineering, planning and research projects carried out as Unemployment Relief Projects.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 3911. Resolution authorizing and directing the City Controller to transfer the sum of \$6548.00 from Code Account No. to Code Account No. 1256, Wages, Regular Employees, Bureau of Sanitation, Department of Public Health.

In Finance Committee, August 19, 1935, Read and amended by striking out the amount "\$6548.00" and by inserting in lieu thereof the amount "\$4500.00", and by inserting in blank space the figures "1443", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 4143. Resolution directing the City Solicitor to file a complaint before the Public Service Commission of Pennsylvania against the South Pittsburgh Water Company, with respect to the proposed reduction in rates.

In Finance Committee, August 19, 1935, Read and amended by striking out the words "reduction in", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution. Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Mr. Demmler presented

No. 4211. Report of the Committee on Public Service and Surveys for August 19, 1935, transmitting a lot

plan and several ordinances to council. Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4132½. Plan of Ross Gardens, 12th Ward, City of Pittsburgh, laid out by Charles E. Weitz, et ux., et al., and the dedication of Wiltsie street, Ross Garden road and Fern Rock road shown thereon.

Which was read, accepted and approved by the following vote:—

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Houston	

Ayes 9. Noes none.

Also

Bill No. 4133. An Ordinance entitled, "An Ordinance approving Ross Gardens, in the 12th Ward of the City of Pittsburgh, laid out by Charles E. Weitz and Mary A. Weitz, his wife, Jessie G. Wise and Clara M. Wise, his wife, Roland L. Trauger and Elsie L. Trauger, his wife, Frank Weis, Jr., and Rose M. Weis, his wife, Emelle I. Sweeney and James A. Sweeney, her husband, Kate B. Leggett, Right Reverend Hugh C. Boyle, Trustee of the Corpus Christi Church of Pittsburgh, Pennsylvania, and Fidelity Trust Company, executors and trustees under the last will and testament of Charles Ross, deceased, accepting the dedication of Wiltsie street, Ross Garden road and Fern Rock road, as shown thereon for public use for highway purposes, opening and naming the same, and fixing the widths and positions of the roadways and sidewalks and establishing the grades thereon."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4134. An Ordinance entitled, "An Ordinance re-establishing the grade of Los Angeles avenue, from Crosby avenue to Shiras avenue."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4135. An Ordinance entitled, "An Ordinance re-establishing the grade of Crosby avenue, from Pauline avenue to Alcott way."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

The Chair, at this time, presented No. 4212.

CITY OF PITTSBURGH,
OFFICE OF THE MAYOR.

August 23, 1935.

To the President and
Members of City Council.

Gentlemen:—

I am returning Ordinance No. 4052 without my signature for the following reasons:—

The proposal to increase the indebtedness for the City of Pittsburgh for work relief to be advanced by the Federal Government is open to many objections. By this ordinance we place a mortgage upon every property in the City. It is supposedly to put people to work when there is no assurance as to how many men will be put to work as the staff of the City has very little to say about it. We are supposed to get money from the Federal Government to help out on projections but there is no guarantee as to that. When bonds are issued there should be enough taxes forthcoming to meet the interest and sinking fund. For the past two years Council has not levied enough taxes to meet the ordinary expenses of the City and no assurance is given now that with this increasing indebtedness Council will levy enough taxes to meet the bond requirements.

The responsibility for caring for the unemployed is entirely a Federal responsibility that should be met by the Federal Government and the taxpayers of the City of Pittsburgh should not be burdened with this matter. The City of Pittsburgh does nothing to cause unemployment, while the Federal Government by its heavy taxes on industry, its interferences with foreign trade is directly responsible for the people of our City being out of work.

I said over a year ago that these vast collections of Federal taxes would drain the people's purchasing power, intensify the depression and increase unemployment. Now since all can see it has had that effect it is a crime against the harrassed citizens to continue the folly.

We should resent the Federal Administration's assumption that they are helping Pittsburgh by lending us a trifling part of the money they first take away from us. The only way the Federal Government can help us is to cease taxing it away from our citizens in the first place. It is doubtful if the services the Federal Government renders to Pittsburgh are worth as much as ten per centum of what they cost.

Issuing these City bonds to match in part the loan from Washington will compel an increase in local taxes and make more of them delinquent.

The number of people to be employed on these projects will be only a mere fraction of those normally employed in Pittsburgh and unless Mr. Edward N. Jones is a better manager than General Hugh S. Johnson and other administrators and dispensers of Federal funds we will have a series of strikes on our hands due to the small pay the President has specified where Federal funds are involved, as against the contractors who pay regular union wages.

The question of tolls is still in the background and even if not mandatory the City and County may have to resort to them to pay the principal and interest on our already too large bonded indebtedness.

Questions of constitutionality are rapidly piling up before the United States Supreme Court involving, among others, process taxes and tariff taxes and the Federal Government may yet

have to return millions, perhaps billions, of dollars of the money they now proposed to spend and lend. In that event Washington would have no money to lend us and we would be holding the bag. This thought is not nearly so farfetched as would have been the assumption, before the Supreme Court acted, that the whole NRA set-up was unconstitutional.

Under all the circumstances it might be well to tell Washington that we do not want to borrow back the money they took from us; that they may keep what they took, but to rob us no more.

Pittsburgh and particularly Allegheny County ought to adopt a new slogan: "No more bonds, we pay as we go".

I have just received a communication from the head of the Bureau of Parks of a large number of men which he has to let off in the various parks, some permanently and some temporarily until the end of the year, due to the fact that there is no sufficient appropriation to keep this work going.

This is important and needful work and if the City had the money these men would not be put on relief. This is only an example of what is happening in this City and all other cities. The Federal Government by its excessive taxes leaves very little money for the City to operate with. We could handle this relief question ourselves if the City was not drained of its funds by the Federal Government.

The County of Allegheny is also contemplating a heavy bond issue. The taxpayers of the City of Pittsburgh also pay County taxes. We have no control over the County's actions although we pay from our properties located within the City's limits 65% of the taxes that go into the County Treasury. This is one more reason why we should be slow in putting more bonds and more taxes upon our property owners at this time.

In view of all these facts it seems to me that we should inform the Federal Government that if they want to spend money to put people to work in Pittsburgh that they should do it without asking millions from our taxpayers. I, therefore, am returning without my signature this ordinance to issue more bonds.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, received and filed.
Also

Bill No. 4052. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of \$2,000,000.00, and providing for the issue and sale of a short-term promissory note of said City in said amount, to provide funds to pay for the construction of general public improvements within the City, including the materials necessary therefor, and the preliminary expenses in connection therewith, and to pay engineering, architectural and other expenses incurred or to be incurred in connection with contracts for municipal improvements, and providing for the redemption of said promissory note, and the payment of interest thereon."

In Council, August 14, 1935, Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

The Chair also presented
No. 4213.

CITY OF PITTSBURGH,
OFFICE OF THE MAYOR.

August 23, 1935.

To the President and
Members of City Council,
Gentlemen:—

I am returning Ordinance No. 4098 without my signature for the following reasons:

The proposal to increase the indebtedness of the City of Pittsburgh for

work relief to be advanced by the Federal Government is open to many objections. By this ordinance we place a mortgage upon every property in the City. It is supposedly to put people to work when there is no assurance as to how many men will be put to work as the staff of the City has very little to say about it. We are supposed to get money from the Federal Government to help out on projects but there is no guarantee as to that. When bonds are issued there should be enough taxes forthcoming to meet the interest and sinking fund. For the past two years Council has not levied enough taxes to meet the ordinary expenses of the City and no assurance is given now that with this increasing indebtedness Council will levy enough taxes to meet the bond requirements.

The responsibility for caring for the unemployed is entirely a Federal responsibility that should be met by the Federal Government and the taxpayers of the City of Pittsburgh should not be burdened with this matter. The City of Pittsburgh does nothing to cause unemployment, while the Federal Government by its heavy taxes on industry, its interference with foreign trade is directly responsible for the people of our City being out of work.

I desire to quote from a recent editorial of the Sun-Telegraph which states the situation as follows:—

"President Roosevelt in his last message to Congress promised that the Works Relief program which he recommended would aid general business recovery and legitimate employment.

But, as in the case of many of President Roosevelt's promises, practical results do no square with his roseate visions—on paper.

Employment by the government of three and a half million men on public works not only DOES NOT permanently reduce unemployment, but it actually INCREASES it in the long run.

After a year's lapse these men will be back among the unemployed, augmented by the growing army

of men who have lost their jobs in PRIVATE CONCERNS THAT SHOULD HAVE HAD THESE PUBLIC WORKS CONTRACTS.

Every public work undertaken by the government is taken out of the field in which private industries must operate.

This means the ruin of industries that the government itself has destroyed by underbidding. That is, however, AN INTEGRAL PART OF THE WHOLE RUINOUS SOCIALISTIC DRAMA NOW BEING PLAYED IN WASHINGTON.

The New Deal aims at nothing less than the socialization of all industries and the SLAVERY of the American worker by making him a movable pawn of the state, as has been done so successfully in Russia.

If the Roosevelt Administration were sincere in its desire to help industry and labor by its vast public works program, it would FINANCE all public work and have it done by PRIVATE CONTRACTING CONCERNS ON CONTRACTUAL TERMS.

Unqualified and incompetent persons are now doing the work that should be done by firms whose life-business it is to do these things and who employ SKILLED AND COMPETENT labor to do it.

Besides, the cost alone of executing projects through work relief is FAR MORE EXPENSIVE THAN doing the same work by contract. But that's the object: PORK BARREL.

The Socialists in Washington are not only taxing all business to death, but they are now taking over for political purposes what is left of it.

The growth of this business oligarchy in Washington spells the end of American power and greatness."

I said over a year ago that these

vast collections of Federal taxes would drain the people's purchasing power, intensify the depression and increase unemployment. Now since all can see it has had that effect it is a crime against the harrassed citizens to continue the folly.

We should resent the Federal Administration's assumption that they are helping Pittsburgh by lending us a trifling part of the money they first take away from us. The only way the Federal Government can help us is to cease taxing it away from our citizens in the first place. It is doubtful if the services the Federal Government renders to Pittsburgh are worth as much as ten per centum of what they cost.

Issuing these City bonds to match in part the loan from Washington will compel an increase in local taxes and make more of them delinquent.

The number of people to be employed on these projects will be only a mere fraction of those normally employed in Pittsburgh and unless Mr. Edward N. Jones is a better manager than General Hugh S. Johnson and other administrators and dispensers of Federal funds we will have a series of strikes on our hands due to the small pay the President has specified where Federal funds are involved, as against the contractors who pay regular union wages.

The question of tolls is still in the background and even if not mandatory the City and County may have to resort to them to pay the principal and interest on our already too large bonded indebtedness.

Questions of constitutionality are rapidly piling up before the United States Supreme Court involving, among others, process taxes and tariff taxes and the Federal Government may yet have to return millions, perhaps billions, of dollars of the money they now propose to spend and lend. In that event Washington would have no money to lend us and we would be holding the bag. This thought is not nearly so farfetched as would have been the assumption, before the Supreme Court acted, that the whole NRA set-up was unconstitutional.

Under all the circumstances it might be well to tell Washington that we do not want to borrow back the money

they took from us; that they may keep what they took, but to rob us no more.

Pittsburgh and particularly Allegheny County ought to adopt a new slogan: "No more bonds, we pay as we go".

I have just received a communication from the head of the Bureau of Parks of a large number of men which he has to let off in the various parks, some permanently and some temporarily until the end of the year, due to the fact that there is not sufficient appropriation to keep this work going.

This is important and needful work and if the City had the money these men would not be put on relief. This is only an example of what is happening in this City and all other cities. The Federal Government by its excessive taxes leave very little money for the City to operate with. We could handle this relief question ourselves if the City was not drained of its funds by the Federal Government.

The County of Allegheny is also contemplating a heavy bond issue. The taxpayers of the City of Pittsburgh also pay County taxes. We have no control over the County's actions although we pay from our properties located within the City's limits 65% of the taxes that go into the County Treasury. This is one more reason why we should be slow in putting more bonds and more taxes upon our property owners at this time.

In view of all these facts it seems to me that we should inform the Federal Government that if they want to spend money to put people to work in Pittsburgh that they should do it without asking millions from our tax payers. I, therefore, am returning without my signature this ordinance to issue more bonds.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read, received and filed.
Also

Bill No. 4098. An Ordinance entitled, "An Ordinance signifying the desire of the corporate authorities of the City of Pittsburgh that the indebtedness of the City of Pittsburgh be increased in the amount of Four million dollars (\$4,000,000.00) for the purpose of providing funds for General

Improvements in the several Departments of the City of Pittsburgh."

In Council, August 14th, 1935, Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. Demmler arose and said:

Mr. President:— On this ordinance, as well as the previous one, the statement was made that the bonds, if issued, would cause an increase in taxes to meet the interest and sinking fund. We all agree that there will be an increase in taxes to meet the payment of these bonds and the interest thereon.

The other statement is with reference "to the responsibility for caring for the unemployed is entirely a Federal responsibility that should be met by the Federal Government." That question is open to discussion and no doubt a great many different opinions will be advanced.

In view of the present condition and the situation as it is, I feel compelled to vote to override the veto of the Mayor, because there is no other plan and no other offer being made by the Federal Government. The City is being placed in the position of going along with or not going along with the program. The former position should be taken.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

The Chair also presented
No. 4214.

City of Pittsburgh,
Office of the Mayor,
August 23, 1935.

To the President and Members
of City Council.
Gentlemen:—

In view of the fact that you have taken no action on the appointment of Mr. James P. Collins to the position of Member of the Traction Conference Board, which I consider tantamount to a rejection, I am withdrawing his name from further consideration of your Honorable Body.

I have the honor to inform you that I have appointed, subject to your approval, Mr. Edw. E. McConnell of 7210 Race street, Pittsburgh, Penna., to the position of Member of the Traction Conference Board in place of C. H. Finley, removed, and would ask for an immediate confirmation of the same.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read.

Mr. Anderson moved

That the communication lay on the table.

Which motion prevailed.

Mr. McArdle moved

That the Minutes of Council of Monday, August 19th, 1935, be approved.

Which motion prevailed.

And on motion of Mr. Kane

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Tuesday, September 3, 1935

No. 41.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Tuesday, September 3, 1935.

Council met.

Present:—Messrs.

Anderson Magee

Demmler McArdle

Kane Garland (Pres't)

Absent:—Messrs.

Evans Huston

Gallagher

PRESENTATIONS

Mr. Anderson presented

No. 4215. Communication from the Director of the Department of Public Safety stating that he has instituted a sixty-day trial of No Parking 8:00 A. M. to 6:00 P. M., on Fourteenth street, between Liberty avenue and Pike street, westerly side.

Which was read, received and filed.

Also

No. 4216. Communication from

the Director of the Department of Public Safety stating that he has instituted a sixty-day trial of One-way Traffic, westbound, on McNary way, from Reddour street to Arch street.

Which was read, received and filed.

Mr. Demmler presented

No. 4217. Preliminary draft by John Bauer of major points to be considered in the new agreement between the City of Pittsburgh and the Pittsburgh Railways Company.

Also

No. 4218. Communication from Andrew G. Smith, Esq., Counsel for Traction Conference Board, submitting an opinion on public relations between the City of Pittsburgh and the Pittsburgh Railways Company entitled, "Pittsburgh's Street Car Crisis".

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Demmler (for Mr. Gallagher) presented

No. 4219. Petition for opening of Windom street into Mt. Washington boulevard at a point above Sixth street and for continuation of sewer and water line.

Which was read and referred to the Committee on Public Works.

Also

No. 4220. An Ordinance amending a portion of an ordinance entitled, "An Ordinance creating and establishing temporary positions in the Department of Public Welfare required for the preparation of plans and specifications for improvements at the City Home and Hospital at Mayview, Pa., fixing the compensation therefor, and

providing for the payment thereof", approved October 25, 1934.

Which was read and referred to the Committee on Finance.

Mr. Kane (for Mr. Huston) presented

No. 4221. Petition for elimination of the Paris Pet Shop at 905 Penn avenue.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Kane presented

No. 4222. Communication from residents of the 16th Ward requesting the grading, paving and curbing of Sterling street, from Mission street to Leticoe street.

Which was read and referred to the Committee on Public Works.

Also

No. 4223. An Ordinance authorizing the issuing of a warrant in favor of George Boxheimer in the sum of \$250.00, in payment for stenographic services furnished to the Police Research Commission.

Which was read and referred to the Committee on Finance.

Also

No. 4224. An Ordinance widening Merrimac street, in the 19th Ward of the City of Pittsburgh, at the intersection of Grandview avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 4225. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to carry out and to complete an Unemployment Relief Project in conjunction with the Works Progress Administration for the improvement of that part of Frick Park situated at the corner of Homewood avenue and Reynolds street, by grading, construction of walls, drainage, planting of trees and shrubbery and construction of bowling greens, and authorizing the payment of such costs as may not be assumed by Works Progress Administration, and setting aside the sum of Sixteen Thousand

Two Hundred Ninety-two (\$16,292.32) Dollars and Thirty-two Cents from Frick Park Trust Funds for the payment of the costs thereof.

Also

No. 4226. Resolution authorizing and directing the Director of the Department of Public Works to execute a lease on behalf of the City of Pittsburgh to the Bigelow Service Station for Lots Nos. 37 and 39 on Tunnel street, at a monthly rental of \$40.00, said lease to contain a thirty (30) day cancellation clause, the form of lease to be approved by the City Solicitor.

Also

No. 4227. Petition for the construction of a boardwalk or asphalt walk on the left side of St. Thomas street, from East Warrington avenue to Pius street.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 4228. An Ordinance authorizing the execution of a lease to Joseph R. Hite, his successors and assigns, of store-room No. 2, being part of the North Side Market House.

Also

No. 4229. An Ordinance authorizing the issuance of a warrant to John H. Smith, Engineer, in the sum of \$1560.00 for professional services, in the matter of the South Pittsburgh Water Company.

Also

No. 4230. Resolution authorizing the issuing of a warrant in favor of Martha H. Kinley and Walter M. Kinley, her husband, 6523 Rosemoor street, City, in the sum of \$125.75, in full settlement of their claim against the City, for personal injuries and damage to automobile sustained August 19, 1935, when struck by City Ford truck on Shady avenue at Bartlett street, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 4231. Resolution authoriz-

ing the issuing of a warrant in favor of Elizabeth Hertzig and August Hertzig, her husband, 365 Camfield street, City, in the sum of \$150.00, in full settlement of their claim against the City for personal injuries sustained by Mrs. Hertzig on April 3, 1935, on cinder path at about 37 Camfield street, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 4232. Resolution authorizing the issuing of a warrant in favor of Michael Donahue and Margaret Donahue, in their own rights and as parents and next friends of Richard Donahue, their minor son, 1206 Brookline boulevard, City, in the sum of \$150.00, in full settlement of their claims against the City for personal injuries sustained by Richard Donahue on April 28, 1935, on Creedmore avenue at Clippert way, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 4233. Resolution authorizing the issuing of a warrant in favor of the Homeopathic Hospital in the sum of \$42.00, in payment of hospitalization services rendered to Bart McDermott, an employee of the Bureau of Parks, who was injured while on duty, and charging the same to Code Account No. 44, Workmen's Compensation Fund.

Also

No. 4234. Resolution authorizing and directing the City Controller to transfer the sum of \$3,500.00 from Code Account No. 1093, Salaries, Regular Employees, Department of Assessors, to other code accounts within the Department as follows:—

\$2,000.00 to Code Account No. 1095,
Miscellaneous services;

1,500.00 to Code Account No. 1096,
Supplies.

Also

No. 4235. Resolution authorizing and directing the proper officers of the City of Pittsburgh to exonerate City taxes for the Fourth Quarter of 1935 assessed against property formerly owned by John H. Melloy, 10th Ward,

and now held by the City for playground purposes through deed of Gift by the Renziehausen Estate, together with any and all penalties and interest thereon.

Also

No. 4236. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Appropriation No. 1443, Salaries, Regular Employees, Bureau of Police, to Appropriation No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 4237. Communication from J. P. McCarroll, 14 Yale street, N. S., requesting a hearing for the Independent Unemployed Citizens League.

Also

No. 4238. Communication from the Department of City Transit again asking for an appropriation to operate a bus line in the City of Pittsburgh.

Also

No. 4239. Communication from the Brashear Association, Inc., regarding use of the second floor of the South Side Market House for non-commercial recreational purposes during the coming year.

Also

No. 4240. Communication from Thomas A. Dunn, Director, Department of Public Safety, asking that the \$5,000.00 loan for the Committee of the Pittsburgh Jubilee and Exposition be withdrawn.

Which were severally read and referred to the Committee on Finance.

Also

No. 4241. Communication from Municipal Planning Association relative to proposed Fort Duquesne bridge and Banksville road.

Also

No. 4242. Communication from W. B. Dawson & Co., 603 W. Diamond street, N. S., relative to having curb replaced in front of property at 608-10 Jacksonia street, N. S.

Also

No. 4243. Communication from W. E. Morris, 300 Aidyl avenue, Brookline, relative to an outlet by way of Kennilworth avenue, from Aidyl avenue to Brookline boulevard.

Also

No. 4244. Communication from residents of Frayne street, 15th Ward, requesting that Frayne street be resurfaced.

Also

No. 4245. Communication from S. Easton, 1009 W. Warrington avenue, relative to street light and the condition of lower end of LaMerido street, Brookline.

Also

No. 4246. Communication from Margaret Edwards, 3300 Webster avenue, protesting against the changing of the property at the northeast intersection of Herron and Webster avenues, from residential to commercial use.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4247. Communication from W. M. Hall, 1629 Oliver building, relative to causes of noises from street cars and how to abate same.

Also

No. 4248. Communication from H. Quinn, 1130 Creedmoor avenue, relative to the proper spelling of Creedmoor avenue.

Also

No. 4249. Resolution approving Agreement between the Allegheny Valley Street Railway Company and the City of Pittsburgh, Pennsylvania, releasing and discharging said Allegheny Valley Street Railway Company from any and all obligations for the construction, operation, and/or abandonment of its facilities upon, along or over the streets, alleys or public highways of the said City, and consenting to the abandonment of service by said Railway Company in and through the City of Pittsburgh.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 4250. Resolution authorizing the issuing of a warrant in favor of Ben Rosenon in the sum of \$83.71, in payment of wages in addition to the sum of \$64.29 compensation heretofore approved by the Department of Law, covering period from July 15th to August 22nd, 1935, during which he was off duty by reason of injuries received in performance of duty on July 15, 1935, and charging the same to Appropriation No. 1445, Wages, Regular Employees, Bureau of Police.

Which was read and referred to the Committee on Public Safety.

Also

No. 4251. Communication from Samuel Harden Church, President, The Carnegie Institute, transmitting estimates by the Board of Trustees of the Carnegie Library of Pittsburgh for the operation of the Central Library and branches during the year 1936, totaling \$475,325.00.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4252. Report of the Committee on Finance for August 26th, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4183. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Marmins Construction Company in the sum of \$190.00 for extra work ordered in lieu of other work omitted and for which the City received a credit of \$240.00."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Magee

Demmler McArdle

Kane Garland (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 4197. An Ordinance entitled, "An Ordinance creating and establishing a Bureau of Deed Registry in the City of Pittsburgh."

In Finance Committee, August 26, 1935, Bill read and amended by striking out and by inserting in Section 1, as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Magee

Demmler McArdle

Kane Garland (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 4198. Resolution authorizing and directing the proper city officers to accept \$250.00 in full compromise settlement of the claim of the City against Freda Pope Hess trading as the "Show Boat" for rent due, and to satisfy the judgment of the City of Pittsburgh against said Freda Pope Hess.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson Magee

Demmler McArdle

Kane Garland (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4153. Resolution authorizing the issuing of a warrant in favor of Fred Beckett for the sum of \$125.00, being compensation for the customary two weeks' vacation as Battalion Chief in the Bureau of Fire, which he did not receive before leaving the City service, and charging same to Appropriation No. 1461, Salaries, Regular Employees, Bureau of Fire.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Kane	Garland (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4195. Resolution authorizing the issuing of a warrant in favor of Harry Aheimer, a minor, by his mother and next friend, Alma Aheimer, and Alma Aheimer, in her own right, in the sum of \$150.00, in full settlement of their claims against the City of Pittsburgh for personal injuries sustained by Harry Aheimer on June 15, 1934, on 24th Street steps, City, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Kane	Garland (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4196. Resolution authorizing the issuing of a warrant in favor of August Mack Mehaffey, 3454 Boundary street, City, in the sum of \$800.00 in full settlement of his claim against the City of Pittsburgh for personal injuries sustained March 17, 1935, on Wilmot street steps, and charging same to Code Account No. 42, Contingent Fund.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings

and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Kane	Garland (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4202. Resolution authorizing and directing the City Solicitor to accept the sum of \$1750.00 in full settlement of the City's right to subrogation in the case of Mary Barr vs. H. Emerson Klinzing, at No. 1619 October Term, 1933, growing out of injuries received by Albert D. Barr, husband of plaintiff, July 8, 1933, in the course of his employment as a Street Foreman in the Bureau of Highways and Sewers of the Department of Public Works of the City of Pittsburgh, when he was struck by a machine owned and driven by defendant on Warrington avenue near Craighead street, resulting in his death the same day; and authorizing the Mayor and the Director of the Department of Public Works to execute and deliver a release in behalf of the City of Pittsburgh to H. Emerson Klinzing, Mary Barr and the State Automobile Insurance Company, in connection with the above accident; and authorizing the issuing of warrants, upon vouchers approved by the City Solicitor, at the rate of \$10.00 per week for a period of 191 weeks, beginning August 23, 1935, and ending April 14, 1939, in favor of Mary Barr, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Kane	Garland (Pres't)

Ayes 6. Noes none.

And there being two thirds of the votes of Council in the affirmative, the resolution passed finally

Also

Bill No. 4194. Resolution authorizing the issuing of a warrant in favor of Frank I. Gollmar, Sheriff, for the sum of \$162.08, being a refund of money inadvertently paid to the City of Pittsburgh, where credit had already been given for properties bid in at Lev. Fas. D. T. D. Nos. 984 January Term, 1925; 158 January Term, 1926; 17 January Term, 1926; 2915 January Term, 1923; 417 January Term, 1924, and 42 January Term, 1923, and charging the same to Code Account No.

In Finance Committee, August 26, 1935. Read and amended by inserting in blank space, the words "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Kane	Garland (Pres't)

Ayes 6. Noes none.

And there being two thirds of the

votes of Council in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 4253. Report of the Committee on Public Works for August 26, 1935, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3790. An Ordinance entitled, "An Ordinance opening and widening Brookline boulevard, in the 19th Ward of the City of Pittsburgh, from Pioneer avenue to Edgebrook avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing, further, for the payment of the City's share thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

Mr. Anderson moved

That the bill lay on the table.
Which motion prevailed.

Also

Bill No. 4041. An Ordinance entitled, "An Ordinance amending an ordinance entitled, 'An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals, and imposing penalties,' approved August 9, 1923, by changing the Zone Map, Sheet Z-N10-E15, so as to change from an 'A' Residence Use District to

a Commercial Use District, all that certain property at the northeast intersection of Webster and Herron avenues, having a frontage of 100.04 feet on Webster avenue and 120.67 feet on Herron avenue."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

Mr. Anderson moved

That the bill lay on the table.

Which motion prevailed.

Also

Bill No. 4188. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of two (2) Trucks for the Bureau of Engineering, Division of Bridges and Structures, and providing for the payment thereof."

Which was read

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Kane	Garland (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4189. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of One

(1) Auto Truck and One (1) Auto Sedan for the Bureau of Parks, Department of Public Works, and providing for the payment thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Kane	Garland (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 4254. Report of the Committee on Public Service and Surveys for August 26, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4182. An Ordinance entitled, "An Ordinance accepting the dedication of certain property in the 19th Ward of the City of Pittsburgh, for public use and highway purposes, opening and naming the same 'Rohm way', and establishing the grade thereon."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read

and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson

McArdle

Demmler

Garland (Pres't)

Kane

Ayes 5. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

The Chair presented

No. 4255.

City of Pittsburgh,

Office of the Mayor,

August 26, 1935.

To the President and Members
of City Council.

Gentlemen:—

In view of the fact that you have taken no action on the appointment of Walter H. Stifel to the position of Member of the Board of Adjustment, which I consider tantamount to a rejection, I am withdrawing his name

from further consideration of your Honorable Body.

I have the honor to inform you that I have appointed, subject to your approval, Charles A. Earley, 2450 Starkamp street, to fill the vacancy caused by the removal of A. G. Holmes as a Member of the Board of Adjustment.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read.

Mr. Anderson moved

That the communication lay on the table.

Which motion prevailed.

Mr. McArdle moved

That the Minutes of Council of Monday, August 26, 1935, be approved.

Which motion prevailed.

Mr. McArdle moved

That Council recess until Thursday, September 5th, 1935, at 1 o'clock, P. M., Eastern Standard time.

Which motion prevailed.

And Council recessed.

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Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Thursday, September 5, 1935

No. 41.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Asst City Clerk

Pittsburgh, Pa.,

Thursday, September 5th, 1935.

And the hour of 1 o'clock, P. M. (Eastern Standard time) having arrived, and the time of the recess having expired, Council reconvened, and there were present:—

Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Absent:—Mr. Magee.

Mr. Kane called up

Bill No. 3790. An Ordinance entitled, "An Ordinance opening and widening Brookline boulevard, in the 19th Ward of the City of Pittsburgh, from Pioneer avenue to Edgebrook avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing, further, for the payment of the City's share thereof."

In Council, September 3rd, 1935, Bill read, rule suspended, read a second time and agreed to, and bill laid on the table.

Which was read a third time.

And the bill as read a third time was agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Anderson called up

Bill No. 4041. An Ordinance entitled, "An Ordinance amending an ordinance entitled 'An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals, and imposing penalties,' approved August 9, 1923, by changing the Zone Map.

Sheet Z-N10-E15, so as to change from an 'A' Residence Use District to a Commercial Use District, all that certain property at the northeast intersection of Webster and Herron avenues, having a frontage of 100.04 feet on Webster avenue and 120.67 feet on Herron avenue."

In Council, September 3rd, 1935, Bill read, rule suspended, read a second time and agreed to, and bill laid on the table.

Which was read a third time.

And the bill as read a third time was agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	McArdle
Evans	Garland (Pres't)
Gallagher	

Noes:—Mr. Kane

Ayes 7. Noes 1.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members of Council shall be required for final passage.

The Chair presented

No. 4256.

CITY OF PITTSBURGH

Office of the Mayor.

September 4, 1935.

To the President and Members of City Council.

Gentlemen:—

I do not think it good policy to tie the City up in this matter of projects with any other municipality. I think the City should have complete control over its expenditures and, therefore, am returning this Ordinance No. 4050 without my signature.

Any commitments which we make should be made by the City officials without any restrictions from any other municipality. Then we are free

to act for the best interests of the City at all times.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read.

Also

Bill No. 4050. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an Agreement, for and on behalf of the City of Pittsburgh, with the Commissioners of Allegheny County, with regard to participation by the City of Pittsburgh in an application to be made by the County of Allegheny to the Works Progress Administration for the purpose of making the necessary surveys, plans, designs, estimates, specifications, proposals and applications for the carrying out of certain projects under the Emergency Relief Appropriation Act of 1935; and further setting forth the terms of a contract to be entered into by the City of Pittsburgh and the County of Allegheny in connection with the execution of joint leases and sharing of the specified expenses incident to the carrying out of said projects."

In Council, August 26th, 1935, Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. McArdle moved

That the communication and ordinance be laid over until Monday, next.

Which motion prevailed.

The Chair stated

That the communication from the City Controller was not ready, and that Council should recess until some given time.

Mr. McArdle moved

That Council recess until 2:30 o'clock, P. M. (Eastern Standard time).

And Council recessed.

And the hour of 2:30 o'clock, P. M. (Eastern Standard time) having ar-

rived, and the hour of the recess having expired, Council reconvened, and there were present:—

Messrs:—

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Mr. McArdle presented

No. 4257. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of \$500,000.00, and providing for the issue and sale of short-term promissory notes of said City in said amount, to provide funds to pay for the construction of general public works improvements within the City, including the materials necessary therefor, and the preliminary expenses in connection therewith, and to pay engineering, architectural and other expenses incurred or to be incurred in connection with contracts for municipal improvements, and providing for the redemption of said promissory notes and the payment of interest thereon; and specifically repealing a prior ordinance authorizing and directing an increase of indebtedness of the City of Pittsburgh in the sum of \$2,000,000.00

for the same purpose.

Which was read and referred to the Committee on Finance.

Mr. McArdle moved

That unanimous consent be given to the Committee on Finance to meet on Friday, September 6th, 1935, at 1 o'clock, P. M. (Eastern Standard time) to consider this bill and matters relating thereto.

Mr. Kane arose and said:

Mr. President:— I am not for repealing the original legislation dealing with this question. I think it is proper to entertain new legislation and in addition to that the Controller should be authorized to re-advertise bids for the sale of the \$2,000,000.00 notes.

And the question recurring on the motion that unanimous consent be given to the Committee on Finance to meet on Friday, September 6th, 1935, at 1 o'clock, P. M. (Eastern Standard time) to consider this bill and matters relating thereto.

The motion prevailed.

And on motion of Mr. Huston

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, September 9, 1935

No. 42.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Asst City Clerk

Pittsburgh, Pa.,

Monday, September 9, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

Mr. Anderson presented

No. 4258. Resolution authorizing and directing the City Controller to make the following transfer of funds within the Department of Public Safety:

FROM CODE ACCOUNTS	AMOUNT
No. 1481-A-1, Salaries, Regular Employees, Bureau of Building Inspection.	\$ 700.00
No. 1451-E Repairs, Bureau of Police.	700.00

TO CODE ACCOUNT

No. 1485-M, Demolition of
Condemned Buildings, Bureau of Building Inspection, \$1,400.00

Also

No. 4259. Communication from the Department of Public Safety (Bureau of Police) relative to injuries received by Betty Jane Hefer by falling thru steps on Geranium street.

Which were read and referred to the Committee on Finance.

Also

No. 4260. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Two (2) Auto Patrol Wagons for the Bureau of Police, Department of Public Safety, and providing for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. Demmler presented

No. 4261. An Ordinance granting unto Harry I. Neaman the right and privilege to construct, maintain, use and operate two cellar door entrances, 5 x 6 feet and 5 x 5 feet on Kelly street adjoining his property at the corner of Homewood avenue and Kelly street in the 13th Ward, City of Pittsburgh, Penna., said cellar door entrances being located 34 feet and 78 feet eastwardly from the easterly line of Homewood avenue and in the southerly sidewalk of Kelly street.

Also

No. 4262. An Ordinance re-establishing the grade of Koerner avenue, from Perrysville avenue to Lafayette avenue.

Also

No. 4263. An Ordinance authorizing the Pennsylvania Railroad Company to remove certain tracks on Smallman street, Second ward, City of Pittsburgh, extending between points 115 ft. and 120 ft., respectively, from the northeasterly building lines of 22nd Street and 26th Street; and granting permission to substitute therefor certain other tracks, and prescribing certain conditions thereof.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 4264. Communication from the Traction Conference Board advising Council of a hearing at 2:30 P. M., Tuesday, September 10, 1935, in their offices, on the application of the Pittsburgh Railways Company to substitute bus service for street railway service on the Wilkesburg-Verona Line.

Which was read, received and filed.

Mr. Gallagher presented

No. 4265. Communication from the Department of Public Welfare relative to needed improvements in the power plant at the Pittsburgh City Home and Hospitals, Mayview, Pa.

Which was read and referred to the Committee on Finance.

Also

No. 4266. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Two (2) Electric Food Conveyors and One (1) Electric Dishwashing Machine for the Pittsburgh City Home & Hospitals, Mayview, Pa., and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Also

No. 4267. Communication from Frank Zulawski, 2608 Niles street, S. S., offering on behalf of Frank Stasia the sum of \$100.00 for two lots owned by John H. Linder and located at the corner of Beulah & Cologne streets, 16th Ward, against which there are accumulated taxes.

Which was read and referred to the Committee on Finance.

Mr. Huston presented

No. 4268. Communication from J. M. Stoner & Sons, Attorneys, advising that their clients on the North Side have no objections to the erection of a municipal incinerator plant on Herr's Island.

Which was read, received and filed.

Mr. Kane presented

No. 4269. An Ordinance amending and Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, by changing the Zone Map, Sheet Z-N10-E30, so as to change from a "B" Residence Use District to a Commercial Use District, all that certain property fronting on the northerly side of Fifth avenue, beginning at a point 106.75 feet eastwardly from Maryland avenue and extending eastwardly therefrom for a distance of 50.00 feet.

Also

No. 4270. An Ordinance authorizing and directing the construction of a public sewer on the southwest sidewalk of West Prospect avenue, from a point about 450 feet southeast of Arbordale street to the existing sewer on Broadhead Fording road, including, as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4271. Communication from the Department of Public Works relative to preparation of agreement be-

tween the City of Pittsburgh and the County of Allegheny for supplying North Park with city water.

Also

No. 4272. Communication from the Department of Public Works asking permission for the Superintendent of the Bureau of Parks to attend the Pennsylvania Parks Association Annual Meeting at Johnstown, Pa., on September 12th, 13th and 14th.

Also

No. 4273. Petition for the improvement of Greenleaf street, 19th Ward.

Also

No. 4274. Communication from the Department of Public Works relative to extra work on contract with Harrison Construction Company for the grading, paving and curbing of McCaslin street by sealing coal mine at a cost of \$3,000.00.

Also

No. 4275. Communication from the Department of Public Works asking authority to issue an extra work order to Max Parker on contract for the alteration of the Herron Hill Pumping Station in the sum of \$273.00.

Also

No. 4276. Resolution authorizing and directing the Department of Public Works to construct a pair of steps on Ottawa street, from Southern avenue to Marne way.

Also

No. 4277. Petition of Claribel C. Flinner for change in Zoning Classification of property at the corner of Kleber street and Sewickley road, from a Second Area District to a Fifth Area District.

Also

No. 4278. An Ordinance amending an ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or

altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, recorded in Ordinance Book, Vol. 34, page 556, and amended December 30, 1927, recorded in Ordinance Book, Vol. 39, page 426, by changing the Zone Map, Sheet Z—N—20-0, by changing the property at the northeast corner of Brighton road and Kleber street from a Second Area District to a Fifth Area District.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 4279. An Ordinance amending Section 1, Line 1, of Ordinance No. 136, entitled, "An Ordinance creating and establishing additional positions in the Bureau of Recreation, Department of Public Works, and fixing the compensation thereof", approved May 16th, 1935.

Also

No. 4280. An Ordinance amending a portion of Section 102, Department of Public Works, of Ordinance No. 376, approved January 2, 1935, entitled, "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh and the rate of compensation thereof".

Also

No. 4281. An Ordinance amending portions of Section 9, Department of Law, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof", approved January 2, 1935, as amended by Ordinance No. 76, approved March 22, 1935.

Also

No. 4282. Resolution authorizing the issuing of duplicate warrants to take the place of warrants lost or destroyed, which have not been pre-

sented to the City Treasurer for payment during the past six months, as follows:

Warrant 33270, December 17, 1934, E. A. Mertz,	\$ 3.87
Warrant 32185, December 6, 1934, D. I. Kohler, et ux.,	4.80
Warrant 3931, February 21, 1935, Daniel T. Caffey,	10.96
Warrant 7603, March 23, 1935, S. & R. Grinding Machine Co.,	42.85

Also

No. 4283. Resolution authorizing and directing the City Controller to transfer the sum of \$225.00 from Code Account No. 1116, Equipment, to Code Account No. 1113, Supplies, Department of City Planning.

Also

No. 4284. Resolution authorizing and directing the City Controller to transfer the sum of \$9,000.00 from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1080, Litigation against Public Service Companies, Department of Law.

Also

No. 4285. Resolution authorizing the issuing of a warrant in favor of Nathan Perer and Sophia Perer in their own rights and as parents and next friends of Oscar Perer, their minor son, 1330 Western avenue, Pittsburgh, Pa., in the sum of \$375.00, in full settlement of their claims against the City for personal injuries sustained by Oscar Perer on June 11, 1935, on steps at corner of Page and Fulton streets, City, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 4286. Communication from the City Treasurer submitting statement of collection of delinquent taxes for the period August 15th to 31st, inclusive; also statement of accounts of the City Solicitor.

Also

No. 4287. Petition of Max S. Neiman, for exoneration of water rent

erroneously assessed against property at 2846 Carson street and 2847 Carey way, 16th Ward.

Which were severally read and referred to the Committee on Finance.

Also

No. 4288. Communication from Stanley Kaweck, 177 Brook street, requesting a hearing before Council relative to inadequacy of sewer system on Brook street and vicinity; also condition of surface of said street.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 4289. Resolution authorizing and directing the City Controller to make the following transfer of funds within the Bureau of City Property, Department of Public Works:

FROM CODE ACCOUNTS

No. 1697, Special Equipment, ment, North Side Market, \$2,000.00

No. 1709, Special Repairs, South Side Market, 3,000.00

TO CODE ACCOUNT

No. 1693, Contract No. 2993, Electric Current, North Side Market, \$5,000.00

Also

No. 4290. Communication from J. F. Laboon, District Director, Works Progress Administration, relative to supplying engineers, office and field help on City projects.

Also

No. 4291. Communication from J. F. Laboon, District Director, Works Progress Administration, advising that in view of the Mayor's veto of the joint City-County Planning Unit, an alternate project proposal, Serial No. 15-02-34, has been prepared.

Also

No. 4292. Communication from John L. Perry offering property on Herr's Island as a site for Municipal Incinerator Plant.

Also

No. 4293. Petition for the continued employment of E. I. Clark as

teacher of harmonica playing in the City playgrounds.

Which were severally read and referred to the Committee on Finance.

Also

No. 4294. Communication from property owners of 400-414 Timberland street, 18th Ward, relative to connecting these properties with sewer on Saw Mill Run boulevard.

Also

No. 4295. Communication from Kathryn J. Dees, 1016 Lincoln avenue, complaining of inadequate sewer on Lincoln avenue, causing water to back up into cellar during heavy rains.

Also

No. 4296. Petition of property owners and residents on McElhinny avenue and Fredanna street asking for the improvement of those streets.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4297. Communication from the American Federation of Actors, Fort Pitt Hotel, relative to the lack of enforcement of child labor, minors and liquor Acts, by local authorities.

Which was read and referred to the Committee on Public Safety.

Also

No. 4298. Communication from Mrs. Della Greene, 1143 Termon avenue, relative to development of Rapid Transit System in Pittsburgh so as to furnish work to the unemployed.

Which was read and referred to the Committee on Public Service and Surveys.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4299. Report of the Committee on Finance for September 3rd, 1935, transmitting an ordinance and several resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4220. An Ordinance entitled, "An Ordinance amending a

portion of an ordinance entitled, 'An Ordinance creating and establishing temporary positions in the Department of Public Welfare required for the preparation of plans and specifications for improvements at the City Home and Hospital at Mayview, Pa., fixing the compensation therefor, and providing for the payment thereof,' approved October 25, 1934."

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4056. Resolution authorizing and directing the Board of Water Assessors to levy and assess domestic water rents on the property of Mrs. Margaret C. McQuillen situated on Fullerton street and Boone way, 3rd Ward for the years 1933 and 1934, where the families were on relief, at the flat water rates established by said Board for these years.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 4235. Resolution authorizing and directing the proper city officers to exonerate city taxes for the Fourth quarter of 1935 on the property formerly owned by John H. McIlroy, 10th Ward, Pittsburgh, as now held by the City for playground purposes, together with any and all penalties and interest thereon.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4236. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Appropriation No. 1443, Salaries, Regular Employees, Bureau of Police, to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings

and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Houston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4233. Resolution authorizing the issuing of a warrant in favor of the Homeopathic Hospital for \$42.00, for services rendered to Bart McDermott, an employee of the Bureau of Water injured in the performance of his duties on March 22, 1935; said amount to be charged to Code Account No. 44, Workmen's Compensation Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 4300. Report of the Committee on Public Works for September 3rd, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4225. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to carry out and to complete an Unemployment Relief Project in conjunction with the Works Progress Administration for the improvement of that part of Frick park situated at the corner of Homewood avenue and Reynolds street, by grading, construction of walls, drainage, planting of trees and shrubbery and construction of bowling greens, and authorizing the payment of such costs as may not be assumed by Works Progress Administration, and setting aside the sum of Sixteen thousand two hundred ninety-two dollars and thirty-two cents (\$16,292.32) from Frick Park Trust Funds for the payment of the costs thereof."

Which was read

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Demmler presented

No. 4301. RESOLVED, That the Council of the City of Pittsburgh does hereby authorize Councilman George E. Evans to furnish to the Federal Administration of Public Works the information necessary to support the

grant of an application for the allotment of funds from the Public Works Administration for the erection of the North Side Municipal Building at Federal and Ohio streets.

Which was read.

Mr. Demmler moved

The adoption of the resolution. Which motion prevailed.

Mr. Kane called up

Bill No. 3825. An Ordinance entitled, "An Ordinance providing for the purchase from Florence Townsend of a certain lot or piece of ground in the 20th Ward of the City of Pittsburgh, located on Chartiers avenue, for playground purposes, and providing for the payment of the purchase money thereof."

In Finance Committee, August 19, 1935, Read and amended by inserting in blank space in Section 2, the amount "\$8000.00", and as amended ordered returned to council with an affirmative recommendation.

In Council, August 26, 1935, Bill read and laid on the table.

Which was read.

Mr. Kane moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read And the bill was read a second time and agreed to.

Mr. Kane moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Noes:—Mr. Demmler.

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

The **Chair** took up

Bill No. 4256. Communication from the Mayor returning, without approval, Bill No. 4050, Ordinance authorizing agreement with the County Commissioners with regard to participation by the City in an application to the Works Progress Administration for the purpose of making the necessary surveys, etc.

In Council, Sept. 5, 1935, Read and laid over until Monday next.

Which was read.

Also

Bill No. 4050. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an Agreement, for and on behalf of the City of Pittsburgh, with the Commissioners of Allegheny County, with regard to participation by the City of Pittsburgh in an application to be made by the County of Allegheny to the Works Progress Administration for the purpose of making the necessary surveys, plans, designs, estimates, specifications,

proposals and application for the carrying out of certain projects under the Emergency Relief Appropriation Act of 1935; and further setting forth the terms of a contract to be entered into by the City of Pittsburgh and the County of Allegheny in connection with the execution of joint leases and sharing of the specified expenses incident to the carrying out of said projects."

In Council, Sept. 5th, 1935, Bill returned without Mayor's approval, and laid over until Monday next.

Which was read.

Mr. **McArdle** moved

That the communication and bill be laid on the table.

Which motion prevailed.

Mr. **Gallagher** moved

That the Minutes of Council of Tuesday, September 3rd, and Thursday, September 5th, 1935, be approved.

Which motion prevailed.

And there being no further business before the meeting, the **Chair** declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Wednesday, September 11, 1935

No. 43.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Wednesday, September 11, 1935.

Council met pursuant to the following call:—

Pittsburgh, Pa., September 9, 1935

Mr. Robt. Clark,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Wednesday, September 11, 1935, at 3:15 p. m., E. S. T. (4:15 p. m., D. S. T.), to consider business from the Committee on Finance, and such other business as may come before the meeting.

Very truly yours,

ROBT. GARLAND,

President of Council.

Which was read, received and filed.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

REPORTS OF COMMITTEES

Mr. McArdle presented

No. 4302. Report of the Committee on Finance for September 9th, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 4257. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of \$500,000.00, and providing for the issue and sale of short-term promissory notes of said City in said amount, to provide funds to pay for the construction of general public works improvements within the City, including the materials necessary therefor, and the preliminary expenses in connection therewith, and to pay engineering, architectural and other expenses incurred or to be incurred in connection with contracts for municipal improvements, and providing for the redemption of said promissory notes and the payment of interest thereon; and specifically repealing a prior ordinance authorizing and directing an increase of indebtedness of the City of Pittsburgh in the sum of \$2,000,000.00 for the same purposes."

In Finance Committee, Sept. 9, 1935. Bill read and amended in Sections 1, 2, 3, 4, 5, 6, and 8, by striking out and by inserting, as shown in red, and in the title by striking out after the

words "general Public" the word "Works", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of Rule VIII, providing for the mailing of printed copies of all bills and resolutions to each member of Council at least 48 hours previous to the final consideration of such papers by Council.

Which motion prevailed.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

The Chair, at this time, presented

No. 4303.

City of Pittsburgh,

Office of the Mayor,

Sept. 9, 1935.

To the Members of City Council:—

I have nominated, subject to your confirmation, George Haramic, 617 Chestnut St., N. S., Pgh., as mem-

ber of Board of Assessors to fill present vacancy.

WM. N. McNAIR,

Mayor.

Which was read, and on motion of Mr. McArdle, referred to the Committee on Finance.

Also

No. 4304.

Office of the Mayor,
Sept. 11, 1935.

To the Members of City Council:—

I hereby nominate Peter P. Walsh, member of the Traction Conference Board in place of Ralph E. Smith removed, subject to your consent.

WM. N. McNAIR,

Mayor.

Which was read.

Mr. McArdle moved

That the communication be received and filed, and the consent of Council to the removal of Ralph E. Smith be denied.

Which motion prevailed.

Also

No. 4305.

City of Pittsburgh,
September 11, 1935.

Hon. Robert Garland, President,
City Council,
Pittsburgh, Penna.

Dear Sir:—

I submitted to the Council on August 19, 1935, a report on the subject of the assumption by the City of the care of unemployed citizens of Pittsburgh on or about November 1st of this year, these persons having been heretofore, for the past several years, provided with relief through the Allegheny County Emergency Relief Board out of Federal, State and City Bond Funds.

I have asked a Committee, consisting of Mr. George P. Mills, Executive Director of the Allegheny County Emergency Relief Board; Major Phillip Matthews, Director, Pittsburgh Bureau of Governmental Research; R. G. Bostwick, Esq., President, The Family Society of Allegheny County; Mr. Wilbur F. Maxwell, Executive Secretary, The Community Fund; Dr. James P. Kerr,

Controller, City of Pittsburgh, and Mr. A. M. Bell, to assist me in presenting to the Mayor and the Council plans for assuming this responsibility. This Committee has met several times and we now have some crystalized suggestions to submit to your Honorable Body.

In our opinion, best results can be obtained at this time by having an informal discussion between the members of Council and the members of this Committee and I respectfully request such an informal meeting on Friday of this week at such time and place as may best meet your convenience.

Very respectfully yours,
SOUTHARD HAY,
Director.

Which was read.

Mr. Gallagher moved

That the conference be arranged for Friday, Sept. 13, 1935, at 1 o'clock, P. M. (Eastern Standard time).

Which motion prevailed.

The Chair also presented

No. 4306. WHEREAS, the 148th Anniversary of the ratification of America's Magna Charta, the Constitution of these United States, occurs on Tuesday, September 17th, 1935, Therefore, be it,

RESOLVED, That We, the Council of the City of Pittsburgh, in regular session assembled, call upon all the people dwelling within the confines of this municipality to dedicate the week beginning Sunday, September 15th, to proper patriotic observance of the event which gave to America her Charter of Liberty.

The Council suggests that the actual day of the Anniversary, Tuesday, September 17th, be made memorable by the re-consecration of our people to the ideals and aspirations which inspired the patriotic fathers, in solemn conclave in the City of Philadelphia, on September 17th, 1787, to affix their signatures to the greatest human document the minds of men ever conceived—the fundamental law of our land; that our lives be re-dedicated to the defense of our sacred rights to life, liberty and the pursuit of happiness; that in our churches patriotic sermons be preached; and that wherever numbers of people gather the National emblem shall be displayed.

Which was read.

Mr. Huston moved

The adoption of the resolution.
Which motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, September 16, 1935

No. 44.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, September 16, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

Mr. Anderson presented

No. 4307. An Ordinance providing for the appointment and employment of One Temporary Laborer in the Department of Public Safety and fixing the wages therefor.

Also

No. 4308. Resolution authorizing the issuing of a warrant in favor of Jerry Martin in the sum of \$37.50, taken from him by the Bureau of Po-

lice in a raid, and charging the same to Code Account No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

Also

No. 4309. Communication from Thomas A. Dunn, Chairman, Executive Committee, Pittsburgh Jubilee and Exposition, submitting financial report on the Exposition held at Forbes Field during August.

Which was read, received and filed.

Also

No. 4310. Communication from the Department of Public Safety advising of institution of 60-day trial, effective September 25, 1935, of one-way traffic eastbound on Oneida place, from Plymouth street to Oneida street.

Which was read, received and filed.

Also

No. 4311.

Department of Public Safety
Pittsburgh, Pa.,
September 12, 1935.

President and Members of
City Council,
Pittsburgh, Pennsylvania.
Gentlemen:

With further reference to recent revision of certain parking regulations downtown, designed to provide more parking space in the triangle and to afford relief to the business interests concerned, it is recommended by the Bureau of Traffic Planning, with the concurrence of the Traffic Division of the Bureau of Police, that certain changes in existing regulations be made at this time on portions of Water and Diamond streets,

Duquesne way, Fourth and Liberty avenues.

I have therefore decided to institute 60-day trials of the following regulations, effective September 25, 1935.

No Parking 8:00 A. M. to 9:30 A. M. and 4:30 P. M. to 6:00 P. M., with One-Hour Parking 9:30 A. M. to 4:30 P. M., on LIBERTY AVENUE, between Stanwix street and Fifth avenue, both sides. (In lieu of No. Parking 8:00 A. M. to 6:00 P. M.)

This will be uniform with the balance of Liberty avenue east to Eleventh street, with the exception of the two short "No Parking" portions, i. e., between Fifth and Oliver avenues and between Ninth street and Seventh avenue.

One-Hour Parking 9:30 A. M. to 6:00 P. M. on DIAMOND STREET between Ross street and Cherry way, southerly side. (In lieu of No Parking 8:00 A. M. to 6:00 P. M.)

One-Hour Parking 9:30 A. M. to 6:00 P. M. on WATER STREET between Ross street and Liberty avenue, northerly side. (In lieu of No Parking At Any Time.)

One-Hour Parking 9:30 A. M. to 4:30 P. M. and No Parking 4:30 P. M. to 6:00 P. M. on FOURTH AVENUE between Ross street and Grant street, northerly side. (In lieu of No Parking 8:00 A. M. to 6:00 P. M.)

30-Minute Parking 9:30 A. M. to 4:30 P. M. and No Parking 4:30 P. M. to 6:00 P. M. on DUQUESNE WAY between Barkers way and Scott place, southerly side. (In lieu of One-Hour Parking 9:30 A. M. to 4:30 P. M. and No Parking 4:30 P. M. to 6:00 P. M.)

This change to 30-minute parking is in compliance with the request of Mr. Charles J. Caspar, Central Manager, Pittsburgh Plate Glass Company, as expressed in his letter to Honorable Robert Garland, and comprises the entire frontage of their property.

The modifications embodied in these five 60-day trial regulations, in addition

to providing considerably more parking space downtown at no degree of interference with traffic flow, will lessen the burden of enforcement. At these locations vehicles are being repeatedly parked in violation of existing ordinances and these revisions will result in persons being permitted to park here without violating the law.

Yours very truly,

THOMAS A. DUNN,

Director.

Approved:

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

Mr. Demmifer presented

No. 4312. Petition for the extension of Oxfield street to Eckert street, 27th Ward, Pittsburgh, Pa.

Which was read and referred to the Committee on Public Works.

Also

No. 4313. Report of the Conference of the Council Committee with Pittsburgh Railways Company regarding issues of new traction agreement.

Also

No. 4314. An Ordinance vacating Jason way, from Paw Paw way southeastwardly for the distance of 254.77 feet; Paw Paw way, from Glenwood avenue to Penrose street; Penrose street, from Mansion street to the first angle southeastwardly therefrom, and Rosebud street, from Johnston avenue southwardly for the distance of 110.00 feet, as laid out and dedicated in a "Plan of Streets in Blair Athole".

Also

No. 4315. An Ordinance evidencing the consent of the City of Pittsburgh to the entry upon and use by Allegheny County Authority of property owned by the City of Pittsburgh, in the Eleventh ward thereof, between the Allegheny river and Washington boulevard, in Highland Park, and a portion of Highland Park, for the purpose of constructing and maintaining a bridge, with the approaches thereto, across the Allegheny river, to be known as "Highland Park Toll Bridge", from the City of Pittsburgh to the Township of O'Hara, in sub-

stantial conformity with a certain plan; prescribing the terms and conditions of such consent, entry and use; providing for the ultimate conveyance of said highway bridge to the County of Allegheny; and providing for the enactment by the City of Pittsburgh of any and all legislation necessary to make effective such consent, terms, conditions, entry and use, and where necessary or desirable for the purposes thereof, to require all public service companies at their own expense to make all changes that may be necessary of and in relation to the property and facilities owned by them.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Evans presented

No. 4316. An Ordinance amending Section 1, Paragraph (e), of an ordinance entitled, "An Ordinance authorizing the execution and delivery by the City of Pittsburgh to The Greater Pittsburgh Exposition Society of a lease for certain property owned by said City and located in the First ward of said City, and providing for the conditions under which said lease shall be executed, and the terms thereof", which became a law October 1, 1934, extending the period of time for the securing of sufficient funds to construct and equip the Exposition Building to February 1, 1936, and providing that the lease shall be modified accordingly.

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 4317. An Ordinance supplementing Section 33, Department of Public Welfare, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof", approved January 2, 1935.

Which was read and referred to the Committee on Finance.

Also

No. 4318. Communication from the Director of the Department of Public Welfare relative to a conference held on Friday, September 13, 1935, on

the matter of furnishing shoes to school children.

Which was read and referred to the Committee on Public Welfare.

Mr. Huston presented

No. 4319. Report of the Department of Public Health showing amount of rubbish and garbage removed during the month of August, 1935.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Kane presented

No. 4320. Resolution authorizing the issuing of a warrant in favor of Edward Murphy, 3615 California avenue, N. S. City, in the sum of \$195.71, for plumbing work done during the year 1934 on property owned by the City of Pittsburgh, and charging the same to Code Account No. 1721.

Also

No. 4321. An Ordinance repealing Ordinance No. 173, approved July 15, 1933, entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of storm drains, culverts, catch basins, debris catchers, and other improvements to the drainage conditions along Leech Farm Road, including as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of \$5,900.00 from Code Account 1548-E, Sewer Repair Schedule, for the payment of the cost thereof."

Also

No. 4322. An Ordinance re-fixing the width and position of the roadway and the southerly sidewalk of East Ohio street, from East Diamond street to Federal street; the roadway and the easterly sidewalk of Federal street, from East Ohio street to South Diamond street East, and the roadway and the northerly sidewalk of South Diamond street East, from Federal street to East Diamond street.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 4323. Resolution authorizing acceptance of a deed from The Union Trust Company of Pittsburgh for Lot No. 9 at the southwest corner of Winterburn street and Connor street, 15th Ward, Pittsburgh, in full payment and satisfaction of the lien filed at M. L. D. No. 39 April Term, 1935, for \$500.00, benefits assessed against said lot known as V-12 in connection with the Change of Grade, Grading to a width of 40 feet, Paving and Curbing of Connor street, from Winterburn street to Lydia street, 15th Ward, at No. 3854 April Term, 1934, and authorizing the City Solicitor to satisfy said lien of record and charge the costs thereof to the City of Pittsburgh.

Also

No. 4324. Resolution repealing Resolution No. 149, approved July 31st, 1935, authorizing the issuing of warrants in the sum of \$5,000.00 and charging the same to Code Account No. 42, Contingent Fund, to provide funds for a municipal celebration known as a Jubilee and Exposition.

Also

No. 4325. Resolution authorizing and directing the Mayor to execute and deliver a deed to James A. Gribbin, 3621 Butler street, for a lot at Penn avenue and 38th Street, 6th Ward, City, for the sum of \$5,000.00, provided that the purchase money shall be paid within sixty (60) days from the date hereof.

Also

No. 4326. Resolution authorizing the issuing of a warrant in favor of Michael Munroe, 511 Fifty-sixth street, City, in the sum of \$150.00, in full settlement of his claim against the City for all past, present and future damages sustained by reason of a slide on his property at the above address, caused by excessive drainage from Camella street and vicinity, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 4327. Resolution authorizing the issuing of a warrant in favor of the Harley Concrete Products Company in the sum of \$24,000.00, in full

settlement of damages to its property affected by the widening of Brookline boulevard, from West Liberty avenue to Pioneer avenue, at No. 3499 July Term, 1935, and therein known as V-45, upon the execution of a release by said Company to the City of Pittsburgh, in a form approved by the City Solicitor, and charging the same to Code Account No.

Also

No. 4328. Resolution authorizing the issuing of a warrant in favor of Joseph Zalewski and Stephanja Zalewski, his wife, in the sum of \$17,850.00, in full settlement of damages to their property affected by the widening of Brookline boulevard, from W. Liberty avenue, to Pioneer avenue, at No. 3499 July Term, 1935, and therein known as V-12 and V-13, upon the execution of a Release by them to the City of Pittsburgh, in a form approved by the City Solicitor, and charging the same to Code Account No.

Also

No. 4329. RESOLVED, that the City Controller be, and he is hereby, authorized and directed to transfer the following sums, amounting in the aggregate to \$11,700.00, from and to certain code accounts in the Bureau of Engineering, Department of Public Works:

FROM CODE ACCOUNT:

No. 1537,	Drilling and Test Pits, General Office	\$ 800.00
No. 1548-1,	Sewer Repair Schedule	5,900.00
No. 1565,	Salaries, Regular Employees, Division of Bridges and Structures ..	1,000.00
No. 1570,	Repair Schedule, Division of Bridges and Structures	1,000.00
No. 1577,	Materials, Bridge Repairs, City Force	2,000.00
No. 1583,	Materials, Bridge Repainting, City Force	1,000.00

TOTAL \$11,700.00

TO CODE ACCOUNT:

No. 1538, Salaries, Regular Employees, Division of Surveys \$ 3,700.00
 No. 1543, Salaries, Regular Employees, Division of Design .. 2,500.00
 No. 1548, Salaries, Regular Employees, Division of Construction 5,500.00

TOTAL \$11,700.00

Also

No. 4330. Resolution authorizing and directing the City Controller to transfer the sum of \$1,800.00 from Code Account No. 1623, Wages, Cleaning Highways, July, Aug., Sept., to Code Account No. 1638, Wages, Cleaning and Repairing Sewers and Sewer Drops, July, August, Sept., Bureau of Highways & Sewers, Department of Public Works.

Also

No. 4331. Resolution authorizing and directing the City Controller to transfer the sum of \$200.00 from Code Account No. 1946, Repairs to Code Account No. 1943, Miscellaneous Services, Bureau of Tests.

Also

No. 4332. Resolution authorizing and directing the City Controller to transfer the sum of \$200.00 from Code Account No. 1697, Special Equipment to Code Account No. 1694, Materials, North Side Market, Bureau of City Property, Department of Public Works.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 4333. Petition requesting hearing before Council on the matter of a playground in the First ward.

Also

No. 4334. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1490, Item B, Miscellaneous Services to Code Account No. 1496, Item F, Equipment, Bureau

of Traffic Planning, Department of Public Safety.

Also

No. 4335. Communication from Croatian American Citizens' Club, 822 N. Canal street, N. S., endorsing the appointment of George Haramic, Realtor, 617 Chestnut street, N. S., as a member of the Board of Property Assessors.

Also

No. 4336. Communication from the Director of the Department of Public Health asking consent for him to attend the 64th Annual Meeting of the American Public Health Association, to be held at Milwaukee, Wis., Oct. 3rd to 10th, 1935, and suggesting that the six members of the association employed in the Health Department also be given permission to attend.

Also

No. 4337. An Ordinance authorizing the issuance of a warrant in payment for professional services rendered in connection with the new North Side Market House by Harland I. Casteel and Campbell, Wick, Hauck and Thomas, in the sum of \$3,077.00.

Also

No. 4338. An Ordinance appropriating and setting aside from Code Account No. . the sum of \$15,000.00 for the cost of replacing service lines from the water main to the curb and pumping out service lines, in the Homestead Bank, Wilkins Place and East End Avenue Plans of Lots, including labor, supplies, materials and other incidental costs and expenses of such work.

Also

No. 4339. Communication from Evans Manor Land Co., First National Bank building, asking if anything can be done to advance the sale of their lot adjoining Grandview park.

Which were severally read and referred to the Committee on Finance.

Also

No. 4340. Communication from H. G. Mehrling, 2650 Fusion street, 20th Ward, relative to reopening of DuBois street.

Also

No. 4341. Communication from the J. P. Werneth Co., Commonwealth building, relative to the opening of DuBois street, 20th Ward.

Also

No. 4342. Communication from the Edwin Bell Co., 17th street, S. S. relative to the re-surfacing of 17th street, from Wharton to Merriman streets.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4343. Petition of property owners on Jacksonia street, North Side, requesting relaying of rails on said street, or the repair of same so as to eliminate street car vibration causing damage to their residences.

Also

No. 4343½. Petition for Vacation of South Winebiddle street, from Cypress street to P. R. R. Co. right-of-way.

Also

No. 4344. An Ordinance vacating South Winebiddle street, in the 8th Ward of the City of Pittsburgh, from Cypress street to the right of way line of the Pennsylvania Railroad Company as laid out and dedicated in the "Wallace Plan of Ben-Venue Lots", approved by Councils March 30, 1891.

Also

No. 4345. Communication from C. W. Sypniewski, Attorney at Law, requesting on behalf of the Radiant Society, 3526 Butler street, a hearing before Council on the matter of vacating a strip of ground on the southerly side of Butler street, between 45th and 46th Streets.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 4346. Communication from Incandescent Supply Co., 830 Liberty avenue, relative to parking on Liberty avenue.

Also

No. 4347. Communication from residents of the 29th Ward requesting that a "Stop and Go" signal light be placed at the corner of Crailo street and Brownsville road.

Also

No. 4348. Petition of residents of Oberlin street seeking redress from "nuisance now experienced as contained in Mrs. Lucy E. Lyons' letter to the Council".

Also

No. 4349. Communication from B. K. Elliott Co., 126 Sixth street, asking that Council consider making Sixth and Seventh streets one-way streets, and allow parking on one side of each street.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 4350. Communication from Miss Amelia C. Hamilton, 60 N. Fremont avenue, Bellevue, one of heirs of J. N. Hamilton, submitting property on Neville Island for consideration as incinerator site.

Which was read and referred to the Committee on Health and Sanitation.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4351. Report of the Committee on Finance for September 9, 1935, transmitting two ordinances, and several resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4228. An Ordinance entitled, "An Ordinance authorizing the execution of a lease to Joseph R. Hite, his successors and assigns, of store-room No. 2, being part of the North Side Market House.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4229. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant to John H. Smith, Engineer, in the sum of \$1560.00, for professional services, in the matter of the South Pittsburgh Water Company."

In Finance Committee, Sept. 9, 1935. Bill read and amended by adding at the end of Section 1. the figures, "1980", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 4234. Resolution authorizing and directing the City Controller to transfer the sum of \$3,500.00 from Code Account No. 1093, Salaries, Regular Employees, as follows:

\$2,000.00 to Code Acct. No. 1095, Miscellaneous Services,

\$1,500.00 to Code Acct. No. 1096, Supplies; all in the Department of Assessors.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4258. Resolution authorizing and directing the City Controller to transfer \$1,400.00, as follows:

\$700.00 from Code Acct. No. 1481, A-1, Salaries, Regular Employees, Bureau of Building Inspection;

\$700.00 from Code Acct. No. 1451, E, Repairs, Bureau of Police, to Code Acct. No. 1485-M, Demolition of Condemned Buildings, Bureau of Building Inspection.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 4283. Resolution authorizing and directing the City Controller to transfer the sum of \$225.00 from Code Acct. No. 1116, Equipment, to Code Acct. No. 1113, Supplies, Department of City Planning.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4284. Resolution authorizing and directing the City Controller to transfer the sum of \$9,000.00 from Code Acct. No. 1443, Salaries, Regular Employees, Bureau of Police, to No. 1080, Litigation against Public Service Companies, Department of Law.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4282. Resolution authorizing the issuing of duplicate warrants in place of warrants lost or destroyed, as follows:

Warrant 33270, December 17, 1934, E. A. Mertz,	\$ 3.87
Warrant 32185, December 6, 1934, D. I. Kohler, et ux.,	4.80
Warrant 3331, February 21, 1935, Daniel T. Coffey,	10.96
Warrant 7603, March 23, 1935, S. & R. Grinding Machine Co.,	42.85

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4285. Resolution authorizing the issuing of a warrant in favor of Nathan Perer and Sophia Perer, in their own rights and as parents and next friends of Oscar Perer, their minor son, 1330 Western avenue, City, in the sum of \$375.00, in full settlement of their claims against the City of Pittsburgh for personal injuries sustained by Oscar Perer on June 11, 1935, on steps at corner of Page and Fulton streets, and charging the same to Code Account No. 42, Contingent Fund.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magée
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 4352. Report of the Committee on Public Works for September 9th, 1935, transmitting two ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4187. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the grading, regrading, paving, repaving, recurbing and otherwise improving of Brookline boulevard, from a point about 100 feet south of Pioneer avenue to Edgebrook avenue, including the regrading, repaving and otherwise

improving of Flatbush, Creedmoor and Castlegate avenues, as affected thereby, and including, as may be necessary, the grading of approaches on streets affected thereby, and sinking of exploratory test holes, and providing for the payment of the cost thereof."

Which was read

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magée
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4270. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the southwest sidewalk of West Prospect avenue, from a point about 450 feet southeast of Arbordale street to the existing sewer on Broadhead Fording road, including, as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4226. Resolution authorizing and directing the Director of the Department of Public Works to execute a lease on behalf of the City of Pittsburgh to the Bigelow Service Station for lots Nos. 37 and 39 Tunnel street, at a monthly rental of \$40.00, said lease to contain a 30 day cancellation clause, the form of said lease to be approved by the City Solicitor.

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Demmler presented

No. 4353. Report of the Committee on Public Service and Surveys for September 9, 1935, transmitting an

ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4262. An Ordinance entitled, "An Ordinance re-establishing the grade of Koerner avenue, from Perrysville avenue to Lafayette avenue."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

The Chair, at this time, presented

No. 4354. Communication from Nye Odorless Incinerator Corporation requesting a hearing on a proposed floating incinerator plant.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 4355.

City of Pittsburgh,

Office of the Mayor,

September 13, 1935.

To the President and Members of City Council.

Gentlemen:—

In view of the fact that you have taken no action on the appointment of Mr. Peter P. Walsh to the position of Member of the Traction

Conference Board, which I consider tantamount to a rejection, I am withdrawing his name from further consideration of your Honorable Body.

I have the honor to inform you that I have appointed, subject to your approval, Mr. John F. O'Toole, of 29 Wabash avenue, in place of Mr. Ralph Smith, removed, and would ask for an immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, and on motion of Mr. Anderson, laid on the table.

Also

No. 4356. An Ordinance setting aside, annulling and vacating the lo-

cations of South Winebiddle street, between Cypress street and the right of way of the Pennsylvania Railroad Company, as laid out and located in a certain plan, known as "Millvale Plan of Streets," and as shown on "Baum's Plan of Lots."

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McArdle moved

That the Minutes of Council of Monday, September 9th, and Wednesday, September 11th, 1935, be approved. Which motion prevailed.

And on motion of Mr. Huston

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Wednesday, September 18, 1935

No. 45.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Wednesday, September 18, 1935.

Council met pursuant to the following call:

Pittsburgh, Pa., September 16, 1935.

Mr. Robert Clark,
Clerk of Council,
City of Pittsburgh.

Dear Sir:—

Please call a special meeting of Council for Wednesday, September 18, 1935, at 2 p. m., E. S. T. (3 p. m., D. S. T.), for the consideration of business from the Committee on Finance, and such other business as may come before the meeting.

Yours very truly,

ROBT. GARLAND,

President of Council.

Which was read, received and filed.

Present:—Messrs.

Anderson

Huston

Demmler

Kane

Evans

McArdle

Gallagher

Garland (Pres't)

Absent:—Mr. Magee.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4357. Report of the Committee on Finance for September 16, 1935, transmitting an ordinance and a communication to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4316. An Ordinance entitled, "An Ordinance amending Section 1, Paragraph (e), of an ordinance entitled, 'An Ordinance authorizing the execution and delivery by the City of Pittsburgh to The Greater Pittsburgh Exposition Society of a lease for certain property owned by said City and located in the First ward of said City, and providing for the conditions under which said lease shall be executed, and the terms thereof,' which became a law October 1, 1934, extending the period of time, for the securing of sufficient funds to construct and equip the Exposition building, to February 1, 1936, and providing that the lease shall be modified accordingly."

Which was read.

Mr. McArdle moved

A suspension of Rule VIII, providing for mailing of printed copies of all ordinances and resolutions to each member of Council at least 48 hours previous to the final consideration of such papers by Council.

Which motion prevailed.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Demmler arose and said:

Mr. President:— During the consideration of the original ordinance, I opposed the granting of the lease. Personally I am still in opposition to it, but since they have been granted the lease, I will not oppose the extension of the term for securing finances.

This does not mean I have changed my position as to the erection of this building.

Mr. McArdle arose and said:

Mr. President:— Mr. Demmler has clearly expressed my position in the matter, and I need add nothing further.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Huston

Demmler Kane

Evans McArdle

Gallagher Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4303. Communication from the Mayor appointing George Haramic as a member of the Board of Property Assessors.

In Finance Committee, Sept. 16, 1935. Read and returned to Council for action.

Which was read, received and filed.

Mr. McArdle also presented

No. 4358. RESOLVED, That the appointment by the Mayor of George Haramic as a member of the Board of Property Assessors be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion, the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson Huston

Demmler Kane

Evans McArdle

Gallagher Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of council being in the affirmative, the motion prevailed.

And on motion of Mr. Gallagher

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, September 23, 1935

No. 46.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, September 23, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Absent:—Mr. Evans.

PRESENTATIONS.

Mr. Anderson presented

No. 4359. Communication from the Director of the Department of Public Safety recommending that Donald M. McNeill, Acting Traffic Engineer; Albert Jacks, Traffic Inspector, Bureau of Police, and Niles Anderson, Educational Secretary, Better Traffic Committee, be authorized to attend the National Safety Congress at Louisville, Ky., October 14th to 18th, 1935.

Which was read and referred to the Committee on Finance.

Also

No. 4360. Communication from the Director of the Department of Public Safety, advising, in response to motion of Council, of proposed installation of an additional Fire Alarm Box in the neighborhood of Herrod, Danley, George streets, and Lakewood avenue, 20th Ward.

Which was read, received and filed, and a copy ordered sent to the petitioners.

Mr. Demmler presented

No. 4361. An Ordinance re-establishing the grade of Boyd street, from Forbes street to a point 196.28 feet southwardly therefrom.

Also

No. 4362. An Ordinance re-establishing the grade of Shingliss street, from Forbes street to a point 98.50 feet southwardly therefrom.

Also

No. 4363. An Ordinance re-establishing the grade of Hooper street, from Forbes street to a point 66 feet southwardly therefrom.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 4364. Communication from the Pittsburgh Florists and Gardeners' Club asking free use of the Lecture Room, North Side Carnegie Library, for October 1st and November 5th.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Gallagher presented

No. 4365. Communication from the Director of the Department of

Public Welfare in re. provision for care of transients after the Federal Government ceases to appropriate funds therefor.

Also

No. 4366. Communication from the Director of the Department of Public Welfare, attaching copy of letter from Geo. P. Mills, Executive Director, Allegheny County Emergency Relief Board, regarding the transfer to local authorities of relief cases that do not qualify for unemployment relief.

Also

No. 4367. An Ordinance authorizing and directing the Director of the Department of Public Welfare to take over from the Allegheny County Emergency Relief Board such cases of unemployable individuals or of families of residents of Pittsburgh who do not contain an employable individual, and provide for the payment of the cost of relief of such cases.

Also

No. 4368. An Ordinance creating and establishing in the Department of Public Welfare a Bureau to be known as the Bureau of Home and Family Relief.

Also

No. 4369. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Appropriation No. 80, Rent, Emergency Relief Bond, to Appropriation No. 1313, Home and Family Relief, in the Department of Public Welfare, for the payment of the cost of salaries, supplies and incidental expenses incurred in the administration of relief; and authorizing the Director of the Department of Public Welfare to also pay from such appropriation the incidental expenses of investigators employed by the Allegheny County Emergency Relief Board on cases for the relief of which the City of Pittsburgh is responsible.

Which were severally read and referred to the Committee on Finance.

Mr. Kane presented

No. 4370. An Ordinance amending Sections 1 and 2 of an Ordinance

entitled, "An Ordinance providing for the letting of a contract or contracts for the making of certain improvements and repairs to water works system, conservatory heating systems, and bridges, and providing for the payment of the cost thereof", approved June 25, 1932.

Also

No. 4371. An Ordinance authorizing the purchase by the City of Pittsburgh of a lot of ground on Balley avenue in the 18th Ward, adjoining Grandview Park, owned by W. G. Stevenson, and providing for payment for the same.

Which were read and referred to the Committee on Finance.

Also

No. 4372. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, by changing the Zone Map, Sheet Z-O-O, so as to change from a "B" Residence Use District, to a Heavy Industrial Use District, all that certain property bounded by Bradley street, Greenleaf street, Rutledge street, an Unnamed twenty foot way, Greenleaf street and Horner street.

Also

No. 4373. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the regrading, repaving, recurburing and otherwise improving of Shinglass street from Forbes street about 120 feet southwardly, of Boyd

street from Forbes street about 200 feet southwardly and of Hooper street from Forbes street about 70 feet southwardly, and authorizing the setting aside of the sum of Eleven Thousand (\$11,000.00) Dollars for the payment of the cost of said work and One Thousand (\$1,000.00) Dollars for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Twelve Thousand (\$12,000.00) Dollars from Bond Fund 122, General Improvement Bonds, 1934.

Also

No. 4374. Communication from Pitt Chocolate Co. urging repairs to dangerous retaining wall at 30th and Pulaski streets.

Also

No. 4375. Communication from Alfred L. Tronzo, 1704 Forbes street, relative to the location of a playground on "Brown's Property" at Magee and Vickroy streets, requesting that proposed hearing on same be postponed until matter of title to the property has been settled.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 4376. Communication from the City Treasurer submitting statement of collection of delinquent taxes for the period September 1st to 15th, inclusive; also statement of accounts of the City Solicitor.

Also

No. 4377. Resolution authorizing the issuing of a warrant in favor of Lester Betsill, 7503 Tioga street, City, in the sum of \$150.00, in full settlement of his claim against the City for personal injuries sustained July 10, 1935, at Genesta and Kansas streets, Pittsburgh, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 4378. Resolution authorizing and directing the Mayor and the City Solicitor to enter into an Agreement with Harry W. Watkins, doing

business as Watkins & Company, Certified Public Accountants, for certain services to be performed by said Watkins & Company in the litigation before the Public Service Commission of Pennsylvania or in the Courts, or both, involving the reasonableness of rates established by the South Pittsburgh Water Company, as of September 1, 1935; authorizing the issuing of warrants in favor of Watkins & Company upon the issuance by said Company of monthly invoices, duly approved and certified by the City Solicitor, to the City Controller, the total sum of which shall not exceed \$25,000.00, and charging the same to Code Account No. 1080, Public Utilities Litigation; and authorizing the issuing of a warrant in favor of Watkins & Company equivalent to 25% of the amount that may be recovered by the City in said litigation, all expenses incurred by the City for the entire litigation to be deducted from the total sum before the application of the said 25%, and charging the same to Code Account No.

Also

No. 4379. WHEREAS: It is necessary to replenish certain Code Accounts of the Bureau of Parks in order to meet expenses for the remainder of the year 1935, and

WHEREAS: Funds are available in certain other Code Accounts of the same Bureau, Now therefore, be it

RESOLVED: That the City Controller be and he is hereby authorized and directed to transfer funds within the Code Accounts of the Bureau of Parks as follows:—

FROM CODE ACCOUNT:

1889—Painting Materials \$ 890.00

TO CODE ACCOUNT:

1804—Salaries Regular, Schenley Park

FROM CODE ACCOUNTS:

1859—Salaries Regular, Zoo .. 49.19

1839—Wages Temp. Small

Parks 2,000.00

1831—Wages Temp. N.S. Con-

servatory 1,000.00

TO CODE ACCOUNT:

1806—Wages Temp. Schenley Park

FROM CODE ACCOUNTS:

1800—Supplies 1,136.48

1800—Supplies 5,017.45
 1846—Salaries Reg. Highland 337.49
 TO CODE ACCOUNTS:
 1821—Salaries Reg. Conser't'y \$1,136.48
 1823—Wages Temp. Conser't'y 5,017.46
 1823—Wages Temp. Conser't'y 337.49

FROM CODE ACCOUNTS:
 1869—Wages Temp. Riverview 1,332.28
 1878—Salaries Reg. West Park 1,591.00
 1886—Snyder Square 500.00
 1888—Painting Wages, Temporary 1,211.60
 1889—Painting Materials 124.85

TO CODE ACCOUNT:
 1848—Wages Temporary, Highland

Also

No. 4380. WHEREAS, It is necessary to replenish several code accounts in the Bureau of Recreation to meet the requirements for the balance of the year of 1935; NOW, THEREFORE, BE IT

RESOLVED, That the City Controller be and he is hereby authorized and directed to transfer the sum of Three Thousand Five Hundred Twenty-One Dollars and Eighty-Seven Cents (\$3,521.87) from various code accounts in the Bureau of Recreation, Department of Public Works, to other code accounts in the same Bureau, as follows:—

FROM CODE ACCOUNT No.
 1908 Sal. Reg. Emp.—Women & Children \$ 411.20.
 1909 Wages Temp. Emp.—Women & Children 369.80.
 1914 Sal. Reg. Emp.—Men and Boys 716.02.
 1915 Wages Temp. Emp.—Men and Boys 594.00.
 1917 Supplies (Toys, Games, Ath.) Men and Boys .. 825.00.
 1920 Wages Temp. Emp.—Summer Swim. Pools .. 448.00.
 1922 Wages Temp. Emp.—North Side Ath. Fields 29.60.
 1929 Wages Temp. Emp.—Sue Murray Sw. Pl. & B. House 40.40.
 1936 Wages Temp. Emp.—Carnegie Lake Swim. Pool 87.85.

TOTAL \$3,521.87.

TO CODE ACCOUNT No.

1901 Wages Temp. Emp.—Grounds & Buildings .. \$2,509.63.
 1911 Supplies—Women and Children 1,012.24.

TOTAL \$3,521.87.

Also

No. 4381. An Ordinance amending Section 2 of an Ordinance entitled, "An Ordinance providing for the appointment and employment of one temporary laborer in the Department of Public Safety, and fixing the wages therefor", approved February 16, 1935.

Also

No. 4382. An Ordinance amending a portion of the title and Section 2 of Ordinance No. 367, approved December 29, 1934, entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for sealing an abandoned gas well on Bausman street, near McKinley Park road, and other necessary work incidental thereto, and authorizing the setting aside of the sum of One Thousand (\$1,000.00) Dollars from Code Account No. 1550, Street Repaving, Bureau of Engineering, for the payment of the cost thereof", which relates to the appropriation of \$1,000.00 from Code Account No. 1550.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 4383. Communication from Mrs. George Kiefer, 566 Mifflin road, Hays, voicing her objection to the paving and sewerage of McCaslin street.

Which was read and referred to the Committee on Public Works.

Also

No. 4384. Communication from the City Planning Commission addressed to the Allegheny County Authority recommending the elimination of the Fort Duquesne Bridge and Tunnel project from the list of improvements to be undertaken by the Authority.

Which was read, received and filed.

Also

No. 4385. Communication from the Chamber of Commerce of Pittsburgh attaching copy of resolutions adopted with regard to Wharf Development in the City of Pittsburgh.

Which was read and referred to the Committee on Public Works.

Also

No. 4386. Communication from J. M. Grier, Co., 612 Plaza bldg., relative to downtown traffic problem.

Which was read and referred to the Committee on Public Safety.

Also

No. 4387. Petition for the resurfacing of S. 20th St., from Carson St. to Merrimans way.

Which was read and referred to the Committee on Public Works.

Also

No. 4388. Communication from George Snow, Forbes Realty Co., Submitting playground sites in the First ward.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4389. Report of the Committee on Finance for September 16, 1935, transmitting sundry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3859. Resolution authorizing the Collector of Delinquent Taxes to accept the sum of \$230.00 from Giovanni Capezzuti in full settlement of taxes and water rents on his property at 210 Omega street, 12th Ward, for the years 1931 to 1935, Inc., including penalty, interest, advertising and costs, and, upon payment of said amount, authorizing the Delinquent Tax Collector to satisfy all the taxes and water rents on this property for the said years, including lien for the 1931 taxes and water rents at No. 3847 October Term, 1934.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4289. Resolution authorizing and directing the City Controller to transfer \$5,000.00, as follows:

\$2,000.00 from Code Acct. No. 1697, Special Equipment, North Side Market, and \$3,000.00 from Code Acct. No. 1709, Special Repairs, South Side Market, to Contract No. 2993, Code Acct. No. 1693, Electric current, North Side Market.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4323. Resolution accepting a deed from The Union Trust Company of Pittsburgh for lot No. 9 at the southwest corner of Winterburn street and Connor street, 15th Ward.

Pittsburgh, in full payment and satisfaction of the lien filed at M. L. D. No. 39 April Term, 1933, for \$500.00, benefits assessed against said lot known as V-12 in connection with the improvement of Connor street, from Winterburn street to Lydia street, at No. 3854 April Term, 1934, and authorizing the City Solicitor to satisfy said lien of record and to charge the costs thereof to the City of Pittsburgh.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4324. Resolution repealing Resolution No. 149, approved July 31st, 1935, authorizing the issuing of warrants in the sum of \$5,000.00, and charging same to Code Account No. 42, Contingent Fund, to provide funds for a municipal celebration known as a Jubilee and Exposition.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Huston	Garland (Pres't)
Gallagher	McArdle

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4330. Resolution authorizing and directing the City Controller to transfer the sum of \$1,800.00 from Code Acct. No. 1623, Wages, Cleaning Highways, to Code Acct. No. 1638, Wages, Cleaning and Repairing Sewers and Sewer Drops, Bureau of Highways & Sewers.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4331. Resolution authorizing and directing the City Controller to transfer the sum of \$200.00 from Code Acct. No. 1946, Repairs, to Code Acct. No. 1943, Miscellaneous Services, Bureau of Tests.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of council

all being in the affirmative, the resolution passed finally.

Also

Bill No. 4332. Resolution authorizing and directing the City Controller to transfer the sum of \$200.00 from Code Acct. No. 1697, Special Equipment, to Code Acct. No. 1694, Materials, North Side Market.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4334. Resolution authorizing the City Controller to transfer the sum of \$1,000.00 from Code Acct. No. 1490, Item B, Miscellaneous Services, to Code Acct. No. 1496, Item F, Equipment, Bureau of Traffic Planning, Department of Public Safety.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4230. Resolution authorizing the issuing of a warrant in favor of Martha H. Kinley and Walter M. Kinley, her husband, 6523 Rosemoor street, City, in the sum of \$125.75, in full settlement of their claim against the City of Pittsburgh for personal injuries and damage to automobile sustained August 19, 1935, when struck by City truck on Shady avenue at Bartlett street, and charging same to Code Acct. No. 42, Contingent Fund.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4152. Resolution exonerating the charge of \$719.08 for excess water consumption, and authorizing and directing the proper City officials to accept the sum of \$35.00 from the Homeopathic Hospital in full payment for meter service charge for the period ending July 12, 1935, and to satisfy the charge made for excess water consumption.

Which was read.

Mr. McArdle moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

(Mr. McArdle and Mr. Garland, President, voting NO).

Mr. Kane presented

No. 4390. Report of the Committee on Public Works for September 16, 1935, transmitting several ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3791. An Ordinance entitled, "An Ordinance widening Wyoming street, in the 19th Ward of the City of Pittsburgh at the southwesterly intersection of Virginia avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 4094. An Ordinance entitled, "An Ordinance amending an ordinance entitled, 'An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals, and imposing penalties,'

approved August 9, 1923, by changing the Zone Map, Sheet Z-O-E30, so as to change from a 'B' Residence Use and First Area District to an 'A' Residence Use and Third Area District (a) all that certain property on the northerly side of Covode street from Murdoch street eastwardly for a distance of 256.8 feet and preserving a uniform depth of 115 feet (b) all that certain property on the southerly side of Covode street from the westerly line of Murdoch street Produced to a point 231.16 feet west of Wightman street and preserving a uniform depth of 115 feet from the westerly line of Murdoch street Produced to the westerly line of the Second Area District established by Ordinance No. 315, approved May 3, 1929, and thence following the northerly line of said Second Area District."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4321. An Ordinance entitled, "An Ordinance repealing Ordinance No. 173, approved July 15, 1933, entitled, 'An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of storm drains, culverts, catch basins, debris catchers and other improvements to

the drainage conditions along Leech Farm road, including as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside the sum of \$5,900.00 from Code Account 1548-E, Sewer Repair Schedule, for the payment of the cost thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4320. Resolution authorizing the issuing of a warrant in favor of Edward Murphy in the sum of \$195.71, for plumbing work done during year 1934 upon city property, and charging to Code Account No. 1721.

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Demmler presented

No. 4391. Report of the Committee on Public Service and Surveys for September 16, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4261. An Ordinance entitled, "An Ordinance granting unto Harry I. Neaman the right and privilege to construct, maintain, use and operate two cellar door entrances, 5 x 6 feet and 5 x 5 feet on Kelly street adjoining his property at the corner of Homewood avenue and Kelly street in the 13th Ward, City of Pittsburgh, Penna., said cellar door entrances being located 34 feet and 78 feet eastwardly from the easterly line of Homewood avenue and in the southerly sidewalk of Kelly street."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Anderson presented

No. 4392. Report of the Committee on Public Safety for September

16, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4260. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Two (2) Auto Patrol Wagons for the Bureau of Police, Department of Public Safety, and providing for the payment thereof."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 4393. Report of the Committee on Public Welfare for September 16, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4266. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Two (2) Electric Food Conveyors and One (1) Electric Dishwashing Machine for the Pittsburgh City Home and Hos-

pitals, Mayview, Pa., and providing for the payment thereof."

Which was read

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

The *Chair*, at this time, presented No. 4394.

City of Pittsburgh,
Office of the Mayor,
September 20, 1935.

To the President and Members of City Council.

Gentlemen:—

I am returning, without my signature, Ordinance No. 4257, providing for short term promissory notes in the sum of \$500,000, to provide funds for the construction of general improvements within the City.

The intent of this ordinance, as I understand it, is to furnish money for the Federal Government in projects for work in their attempt to solve the problem of unemployment. It is my thought that it is not within the province of Council to thus turn over the City's funds to an outside authority. Furthermore, the City has many streets to pave, sewers to build and many necessary functions of City affairs which will use money for actual beneficial labor in the City and I would suggest that this money be used for that purpose instead of turning it

over to the Federal Government.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

Also

Bill No. 4257. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of \$500,000.00, and providing for the issue and sale of short-term promissory notes of said City in said amount, to provide funds to pay for the construction of general public improvements within the City, including the materials necessary therefor, and the preliminary expenses in connection therewith, and to pay engineering, architectural and other expenses incurred or to be incurred in connection with contracts for municipal improvements, and providing for the redemption of said promissory notes and the payment of interest thereon, and specifically repealing a prior ordinance authorizing and directing an increase of indebtedness of the City of Pittsburgh in the sum of \$2,000,000.00 for the same purposes."

In Council, September 11th, 1935, Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. McArdle arose and said:

Mr. Chairman: With respect to the veto message of the Mayor, giving his alleged reasons for vetoing Bill No. 4257, I desire to say that it is either the worst exhibition of crass ignorance that we have witnessed, or a despicable attempt to mislead and hoodwink the public, while cruelly trifling with the misfortunes of thousands of our citizens.

Mr. Demmler arose and said:

Mr. President:— As I understand the purpose of this Bill No. 4257, it was to provide certain funds, to be deposited in a City's account, from which certain expenses were to be met in connection with additional labor and work which would be furnished by the

Federal Government. It is with that understanding that I vote to override the Mayor's veto.

Mr. Anderson arose and said:

Mr. Chairman: It seems to me that the only objection the Mayor advances in opposing the providing of this money in order to get twenty-five million dollars from the Government is the claim that it is a waste of money. As Council knows, whatever money the City sets aside for the purpose will be used in connection with projects handled in the ordinary way, or doing the work by contract. All this money the Government would provide can be used for labor alone. I should like to call to the attention of Council the Mayor's statement that we should have this money for street improvement purposes, repairs, and so forth. We have two projects, such as the Mayor speaks of, at the present time, which are hardly a mile long, and in the case of the Saw Mill Run boulevard improvement the cost in property damages will amount to about a million dollars. We have been neglecting our streets and if we continue at the rate we have been expending our funds for Street improvements for two more years, the City will be bankrupt.

We could have at our disposal around thirty-two million dollars to be spent in that manner, through the Federal Government. I cannot understand why the Mayor does not see the benefit of it. There are still twenty-five millions of dollars to be spent in that manner, which would place the thirty-five to forty thousand of unemployed in Pittsburgh to work. I do not see how the City is going to get along otherwise, if the City is compelled to take care of these thousands of unemployed.

I intend to vote to override the Mayor's veto because of the fact that I am entirely in sympathy with the unemployed and I believe this is the only way to relieve the unemployment situation.

Mr. Kane arose and said:

Mr. Chairman:— After all the arguments and statements that have been made in the past upon this mat-

ter, I think the Record should be clear with regard to the charge that the City is turning over this five hundred thousand dollars to the Federal Government to spend.

We purpose to do in this instance only what has been done in the past under the former C. W. A., L. W. D. and R. W. D. projects, to furnish money to provide for the materials and supplies, which would be spent in the regular channels of the City government.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

The Chair also presented
No. 4395.

City of Pittsburgh,
Office of the Mayor,
September 20, 1935.

To the President and Members
of City Council.
Gentlemen:—

We are not in shape financially to buy playgrounds at this time, except in slum districts where we are able to secure them by tax sales. Therefore, I am returning Ordinance No. 3825, without my signature.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

Also

Bill No. 3825. An Ordinance entitled, "An Ordinance providing for the purchase from Florence Townsend of a certain lot or piece of ground in the 20th Ward of the City of Pittsburgh, located on Chartiers avenue, for playground purposes, and providing for the payment of the purchase money thereof."

In Council, September 9, 1935, Bill read, committee amendment agreed to, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. Kane arose and said:

Mr. Chairman: With regard to the Mayor's reason for vetoing this piece of legislation, I desire to make the Record clear also.

Council is not attempting to spend money from the general tax fund to buy this property. In 1926 money was set up for the purchase of playgrounds through the sale of bonds. Of this fund, forty thousand dollars was set aside by previous Council with the understanding that it would be spent for the purchase of playground property in the 20th Ward. In that Bond Fund at the present time there remains \$19,223.16.

The Townsend property was first offered to the City for the sum of \$13,000., which Council rejected, and the Townsend people have agreed to a compromise purchase price of \$8,000., and this amount is to be taken from Bond Fund 278, which has been laying here since 1926.

This playground was sponsored by the Elliott Civic organization and a group of business men in the Elliott district, and I introduced the legislation at their request.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Magee
Gallagher	McArdle
Huston	Garland (Pres't)
Kane	

Noes:—Mr. Demmler.

Ayes 7. Noes 1.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

The Chair also presented
No. 4396. Communication from

the Board of Assessors (P. R. Williams, Chief Assessor) to immediately fix the tax millage for the year 1936 in order to facilitate the furnishing to the Board for the Assessment and Revision of Taxes for the County of Allegheny a properly certified duplicate of the last adjusted valuation of all real property taxable for County purposes within the City limits on or before January 1st, 1936, as required by the provisions of Senate Bill 1242.

Which was read and referred to the Committee on Finance.

Mr. McArdle arose and said:

Mr. Chairman:— Before referring the matter to the Finance Committee, I think we should now direct an inquiry to the Board upon what theory they regard it necessary in order to carry out the provisions of the Bill that we should fix the Tax Levy, with which it has not a thing to do.

Mr. Anderson arose and said:

I would like to ask the Clerk how much of the Mayor's budget we have received? I understand we are receiving it page by page, and I would like to know what is being done with it by the City Clerk.

Mr. Clark, the City Clerk, said:

I am receiving parts of the Budget from the various bureaus and department heads. I do not know how much of it is here. Ordinarily, the Mayor sends over the Budget accompanied by a letter of explanation, and the supposed Budget for 1936 was sent over some time ago, with a letter of explanation by the Mayor stating that he believed the figures for the preceding year could be used, those for 1935. This copy of the previous budget, together with his letter, was duly in-

troduced into Council, as you know. The individual parts for the various bureaus of the departments as they have been received from time to time are now in the safe.

Mr. Anderson arose and said:

I would like to know if the Mayor has addressed a letter to Council commenting upon his proposed estimates for the various Bureaus, or whether he expects us to use last year's budget as a basis.

The Chair said:

The procedure is that the Mayor receives the estimates from the Bureau heads and then transmits the Budget over to Council.

Mr. Anderson said:

I think the Mayor should send a letter over with his budget when he sends it piece by piece, and I want to know if he considers that his budget. I think we should have a letter from him stating: "This is a part of my Budget"; or, "is not a part of my Budget".

Mr. Kane moved

That the Clerk be instructed to notify the Mayor that he submit his Budget as provided for in the Charter under the duties of the Mayor.

Which motion prevailed.

Mr. Kane moved

That the Minutes of Council of Monday, September 16th, and Wednesday, September 18th, 1935, be approved.

Which motion prevailed.

And on motion of Mr. Kane

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, September 30, 1935

No. 47.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President
ROBERT CLARK.....City Clerk
EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Monday, September 30, 1935.

Council met.

Present:—Messrs.

Anderson Magee
Demmler McArdle
Gallagher Garland (Pres't)

Huston

Absent:—Messrs.

Evans Kane

PRESENTATIONS.

Mr. Anderson presented

No. 4397. Petition for installation of Traffic Regulation Lights at Maytide street and Overbrook Blvd. at the intersection of Saw Mill Run boulevard.

Which was read and referred to the Committee on Public Safety.

Also

No. 4398. Communication from the Department of Public Safety ad-

vising of institution of 60-day trial effective October 9, 1935, of One-Way Traffic eastbound on Lowrie street between Kilkenbeck and Adair streets.

Which was read, received and filed.

Mr. Demmler presented

No. 4399. Communication from Walter R. Demmler, Chairman, Committee on Public Service and Surveys, submitting copy of letter to Mr. F. R. Phillips, President of the Pittsburgh Railways Company, regarding questions relative to a new agreement between the City and the Pittsburgh Railways Company.

Also

No. 4400. An Ordinance authorizing the Pennsylvania Railroad Company to remove certain tracks on Smallman street, Second ward, City of Pittsburgh, extending between points 115 ft. and 120 ft., respectively, from the northeasterly building lines of 22nd Street and 26th Street; and granting permission to substitute therefor certain other tracks, and prescribing certain conditions thereof.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 4401. Petition for the extension of Wellington street to Eleanor street, 16th Ward.

Also

No. 4402. Petition for the construction of a boardwalk or pathway on Halsey place, between Colorado and Mattern streets, 27th Ward.

Also

No. 4403. Communication from John Hufnagel asking for the removal

of the grade crossing at Spring and Dengler streets; the repairing of the entrance of Hollis way between Zaruba and Daniel streets; and the repaving of Syrian street between Arlington avenue and Spring street.

Also

No. 4404. Petition for opening of Wellington street to Eleanor street. Which were severally read and referred to the Committee on Public Works.

Mr. Huston presented

No. 4405. Petition of Residents asking for repairs to Mossfield St., between No. Mathilda & Columbo Sts.

Which was read and referred to the Committee on Public Works.

Mr. Huston (for Mr. Kane) presented

No. 4406. Communication from John H. Messner, 7514 Bennett St., protesting against charging to witness football games on Homewood Playground.

Also

No. 4407. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Maurice street, Second avenue and private property of C. G. Hussey & Company, from the existing sewer on Maurice street at Rock street to the Monongahela river, with a branch relief sewer on the southwest sidewalk of Second avenue, and the construction of drainage improvements in the Maurice Street Drainage Basin. Including as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of Fifty-five Thousand (\$55,000) Dollars for the payment of the cost of said work, and Three Thousand (\$3,000) Dollars, for the payment of engineering expenses including salaries, wages and miscellaneous services in the Department of Public Works amounting in the aggregate to Fifty-eight (\$58,000) Thousand Dollars from

Also

No. 4408. An Ordinance widen-

ing Merrimac street, in the 19th Ward of the City of Pittsburgh, at the intersection of Grandview avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 4409. An Ordinance providing for the letting of a contract for the furnishing and delivery of One (1) Auto Truck for the Bureau of Tests, Department of Public Works, and providing for the payment thereof.

Also

No. 4410. An Ordinance providing for the letting of a contract for the furnishing of One (1) Automobile for the Bureau of Water, Department of Public Works, and providing for the payment thereof.

Also

No. 4411. Petition of Property Owners and Residents of Parkway road for its temporary improvement between Otilla and Mountain Sts.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 4412. Resolution authorizing the issuing of a warrant in favor of Snyder & Swanson, Inc., in the sum of \$484.50, in payment of coal delivered to Highland Park Zoo, under Contract No. 9545, File No. 457, Department of Public Works, Bureau of Parks, during the period from August 29, 1934, to December 31, 1934, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 4413. Resolution authorizing the issuing of a warrant in favor of Ralph L. Brindle and George C. Meyer, R. F. D. No. 4, Latrobe, Pa., in the sum of \$125.00, in full settlement of their claims against the City of Pittsburgh for damages to truck sustained June 8, 1935, in collision with City truck at Manhattan street and Western avenue, City, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4414. Resolution authorizing the issuing of a warrant in favor of Edward C. Riemenschneider and Stella Riemenschneider, his wife, 215 Liberty street, Franklin, Pa., in the sum of \$450.00, in full settlement of their claims against the City of Pittsburgh for personal injuries sustained April 21, 1935, and damages incurred to their automobile at the intersection of Lappe lane and Leister street, City, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4415. Resolution authorizing the issuing of a warrant in favor of the Welders Service Company in the sum of \$9,400.00, in full settlement of damages to its property, by the widening and repairing of Saw Mill Run boulevard, from 115.83 feet south of Ansonia street to 321.61 feet north of Dartmore avenue, at No. 3173 January Term, 1935, and therein known as V-104 and V-105, upon the execution of a release by the said Company to the City of Pittsburgh in a form approved by the City Solicitor, and charging the same to Code Account No.

Also

No. 4416. Resolution authorizing the issuing of a warrant in favor of Fred C. Johnston in the sum of \$8,000.00, in full settlement of damages to his property, by the widening and repairing of Saw Mill Run boulevard, from 115.83 feet south of Ansonia street to 321.61 feet north of Dartmore avenue, at No. 3173 January Term, 1935, and therein known as V-102 and V-103, upon the execution of a release by the said Fred C. Johnston to the City of Pittsburgh in a form approved by the City Solicitor, and charging the same to Code Account No.

Also

No. 4417. Resolution authorizing and directing the City Controller to transfer the sum of \$15,000.00 from the proceeds of General Public Improvement Bonds 1931, Bond Fund 105-K, Acquisition of Property, Improvement and Equipment of Playground in 2300 block-Fifth avenue, to Bond Fund

105-F, Improvement, Extension and Replacement, Distribution Pipe Line System.

Also

No. 4418. Resolution authorizing and directing the City Controller to transfer the sum of \$1,300.00 from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, as follows:—

To Code Account No. 1646,
Wages, Temporary Employees,
October to December, Boardwalks and Steps: \$650.00

To Code Account No. 1647,
Materials, Boardwalks and Steps: \$650.00

for the purpose of providing funds for the construction of steps from 1601 East street to Howard street, and thence to Compromise street, in replacement of steps formerly at this location; and authorizing and directing the Director of the Department of Public Works to proceed with the construction of said steps.

Also

No. 4419. Resolution authorizing and directing the City Controller to transfer \$3,000.00 from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1101-1, Salaries, for 1934, Civil Service Commission.

Also

No. 4420. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Code Account No. 1490-B, Miscellaneous Services, to Code Account No. 1494-D, Materials, Bureau of Traffic Planning, Department of Public Safety.

Also

No. 4421. RESOLVED, That the City Controller be and he is hereby authorized and directed to make the following transfers in the Bureau of Water Accounts.

FROM:

Account No. 1769—Gas (Contract No. 2998, Herron Hill) \$3,500.00
Account No. 1770—Electric Current, (Contract No. 3022, Howard St. Pumping Station) 1,500.00

(Contract No. 5310, Saline Pump. Station) \$1,500.00
 Account No. 1777—Wages Temporary Employees 2,000.00
 Account No. 1787—Water Meter Repairs 5,500.00

\$14,000.00

TO:

Account No. 1755—Salaries Regular Employees \$ 965.00
 Account No. 1756—Wages Regular Employees 5,535.00
 Account No. 1776—Wages Regular 300.00
 Account No. 1781—Wages Temporary Laborers 2,100.00
 Account No. 1784—Supplies 400.00
 Account No. 1785—Materials 2,500.00
 Account No. 1789—Meter Repair Parts 2,200.00

\$14,000.00

Also

No. 4422. RESOLVED: That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$5,000.00, within the Bureau of Highways & Sewers, Division of Garage and Repair Shop and Bureau of Light, D. P. W.

FROM:

Code Account 1652, Salaries, Division of Public Utilities.. \$ 600.00
 Code Account 1655, Salaries, Asphalt Plant 2,200.00
 Code Account 1660, Repairs, Asphalt Plant 400.00
 Code Account 1793, Misc. Services, Bureau of Light.. 1,800.00

\$5,000.00

TO:

Code Account 1515, Materials, Div. of Garage and Repair Shop \$1,800.00
 Code Account 1516, Repairs, Div. of Garage and Repair Shop 125.00
 Code Account 1616, Materials, Stables and Yards 75.00
 Code Account 1635, Materials, Repairing Highways .. 400.00

Code Account 1659, Materials, Asphalt Plant \$2,600.00

\$5,000.00

Also

No. 4423. An Ordinance appropriating and setting aside from Code Account No. , the sum of \$15,000.00 for the cost of replacing unsatisfactory service lines from the water main to the curb and pumping out said unsatisfactory service lines as follows: 204 in the Homestead Bank, 40 in the Wilkins Place, and 21 in the East End Avenue Plans of Lots; and authorizing the Department of Public Works to do said work subject to conditions set forth in this ordinance.

Also

No. 4424. Communication from Harland I. Casteel, Esq., relative to payment of \$3077.00 for professional services rendered in connection with the remodeling, altering, improving and financing the North Side Market House.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 4425. Communication from Mrs. E. F. Strickler regarding Hays street traffic problem.

Which was read and referred to the Committee on Public Safety.

Also

No. 4426. Communication from the Allegheny County Real Estate Owners and Taxpayers' League asking that the City taxes for 1936 be reduced.

Also

No. 4427. Communication from Greater Pittsburgh Exposition Society asking for estimate of cost of the building to be erected for the housing of City activities carried on in Old Exposition building at the time its lease was signed.

Which were read and referred to the Committee on Finance.

Also

No. 4428. Petition for improve-

ment of roadway on Baldwin road to connect with Calera and adjacent streets, in the 31st Ward, due to unfinished sewer.

Also

No. 4429. Communication from residents of McMonagle avenue, 20th Ward, relative to the condition of McMonagle avenue at a point about 600 feet from the intersection of Banks-ville road.

Also

No. 4430. Communication from John D. S. Truxall, Attorney-at-Law, proposing, on behalf of Dr. Robt. A. Woods, a tract of land in the Fifth ward for playground purposes.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4431. An Ordinance granting to H. J. Heinz Company, a Pennsylvania Corporation, the right and authority to erect and construct at its own cost and expense a quay or sea wall along the northerly bank of the Allegheny river from the Sixteenth Street bridge to Dam No. 1 of the United States Government on the Allegheny river, and the right to use and landscape, beautify and adorn the space of land between the said wall and the easement of the Pittsburgh and Western Railroad Company.

Also

No. 4432. Communication from Wm. Holmes protesting against vacating Winebiddle Ave., between Cypress St. & P. R. R. Co. right of way.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 4433. Petition of residents on McPherson boulevard with regard to Parking.

Also

No. 4434. Communication from the 32nd Ward Democratic Club, 2409 Saw Mill Run Blvd., requesting a hearing on the subject of police and fire call boxes, in the 32nd Ward.

Also

No. 4435. Communication from the 32nd Ward Democratic Club, 2409 Saw Mill Run Blvd., requesting a hearing on the matter of a traffic light at Saw Mill Run Blvd. and Overbrook Blvd.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 4436. Communication from Board of Education asking City to comply with terms of lease for Ralston School.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 4437. Communication from the Elliott Civic League expressing appreciation for the purchase of the Townsend property, Chartiers avenue, 20th Ward, for a children's playground. Which was read, received and filed.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4438. Report of the Committee on Finance for September 24, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4279. An Ordinance entitled, "An Ordinance amending Section 1, line 1, of Ordinance No. 136, entitled, 'An Ordinance creating and establishing additional positions in the Bureau of Recreation, Department of Public Works, and fixing the compensation therefor,' approved May 16th, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4370. An Ordinance entitled, "An Ordinance amending Sections 1 and 2 of an ordinance entitled, 'An Ordinance providing for the letting of a contract or contracts for the making of certain improvements and repairs to water works system, conservatory heating systems and bridges, and providing for the payment of the cost thereof,' approved June 25, 1932."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4382. An Ordinance entitled, "An Ordinance amending the portion of the title and Section 2 of Ordinance No. 367, approved December 29, 1934, entitled, 'An Ordinance authorizing the Mayor and the Director of the Department of Public Works to

advertise for proposals and to award a contract or contracts for sealing an abandoned gas well on Bausman street near McKinley Park road, and other necessary work incidental thereto, and authorizing the setting aside of the sum of One thousand (\$1,000.00) dollars from Code Account No. 1550, Street Repaving, Bureau of Engineering, for the payment of the cost thereof,' which relates to the appropriation of \$1,000.00 from Code Account No. 1550."

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3892. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Michael Manfreda in the sum of \$204.45; Auto Realty Company in the sum of \$245.46, and Tony Santimauro in the sum of \$169.20."

In Finance Committee, Sept. 24, 1935, Bill read and amended in Section 1 by striking out and by inserting, as shown in red, and in the title by striking out the amount "\$204.45" and by inserting in lieu thereof "\$300.15"; by striking out the amount "\$245.46" and by inserting in lieu thereof "\$414.24", and by striking out the amount "\$169.20" and by inserting in lieu thereof "\$256.80", and as amended ordered returned to council with an affirmative recom-

mentation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Magee

Demmler McArdle

Gallagher Garland (Pres't)

Huston

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 4371. An Ordinance entitled, "An Ordinance authorizing the purchase by the City of Pittsburgh of a lot of ground on Bailey avenue in the 18th Ward, adjoining Grandview Park, owned by W. G. Stevenson, and providing for payment for the same."

In Finance Committee: Sept. 24, 1935, Bill read and amended in Section 1 by inserting in first blank space the amount "\$5000.00"; in the second blank space by inserting the words "42, Contingent Fund," and by striking out the words "school and", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Magee

Demmler McArdle

Gallagher Garland (Pres't)

Huston

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 4377. Resolution authorizing the issuing of a warrant in favor of Lester Betsill, 7503 Tioga street, City, in the sum of \$150.00, in full settlement of his claim against the City of Pittsburgh for personal injuries sustained July 10, 1935, at Genesta and Kansas streets, and charging same to Code Account No. 42, Contingent Fund.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson Magee

Demmler McArdle

Gallagher Garland (Pres't)

Huston

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4379. WHEREAS: It is necessary to replenish certain Code Accounts of the Bureau of Parks in order to meet expenses for the remainder of the year 1935, and

WHEREAS: Funds are available in certain other Code Accounts of the same Bureau, Now therefore, be it

RESOLVED: That the City Controller be and he is hereby authorized and directed to transfer funds within the Code Accounts of the Bureau of Parks as follows:—

FROM CODE ACCOUNT:

1889—Painting Materials \$ 890.00

TO CODE ACCOUNT:

1804—Salaries Regular, Schenley Park

FROM CODE ACCOUNTS:

1859—Salaries Regular, Zoo .. 49.19

1839—Wages Temp. Small
Parks 2,000.00

1831—Wages Temp. N. S. Con-
servatory 1,000.00

TO CODE ACCOUNT:

1806—Wages Temp. Schenley Park

FROM CODE ACCOUNTS:

1800—Supplies 1,136.48

1800—Supplies 5,017.45

1846—Salaries Reg. Highland 337.49

TO CODE ACCOUNTS:

1821—Salaries Reg. Conser't'y \$1,136.48

1823—Wages Temp. Conser't'y 5,017.45

1823—Wages Temp. Conser't'y 337.49

FROM CODE ACCOUNTS:

1869—Wages Temp. Riverview 1,332.28

1878—Salaries Reg. West Park 1,591.00

1886—Snyder Square 500.00

1888—Painting Wages, Tem-
porary 1,211.60

1889—Painting Materials 124.85

TO CODE ACCOUNT:

1848—Wages Temporary, Highland

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson

Demmler

Gallagher

Huston

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle also presented

No. 4439. Report of the Committee on Finance for September 25, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4381. An Ordinance entitled, "An Ordinance amending Section 2 of an ordinance entitled, 'An Ordinance providing for the appointment and employment of one temporary laborer in the Department of Public Safety, and fixing the wages therefor,' approved February 16, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson

Demmler

Gallagher

Huston

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4280. An Ordinance entitled, "An Ordinance amending a portion of Section 102, Department of Public Works, of Ordinance No. 376, approved January 2, 1935, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the

City of Pittsburgh, and the rate of compensation thereof."

In Finance Committee, Sept. 25, 1935, Bill read and amended by inserting the figures "16" before the word "Laborers", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Huston (for Mr. Kane) presented No. 4440. Report of the Committee on Public Works for September 24, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4373. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the regrading, repaving, recurbings and otherwise improving of Shingiss street, from Forbes street about 120 feet southwardly; of Boyd street, from

Forbes street about 200 feet southwardly, and of Hooper street, from Forbes street about 70 feet southwardly, and authorizing the setting aside of the sum of Eleven thousand (\$11,000.00) dollars for the payment of the cost of said work, and One thousand (\$1,000.00) dollars for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Twelve thousand (\$12,000.00) dollars from Bond Fund 122, General Improvement Bonds, 1934."

Which was read.

Mr. Huston moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4141. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the extension of the heating system of the Phipps Conservatory into the Garden Center House, and for the making of repairs to the roof and floors of the said Garden Center House in Schenley Park, and providing for the payment of the cost thereof."

In Committee on Public Works, Sept. 24, 1935, Bill read and amended by inserting in blank space in Section 2, the words "111, General Improve-

ment Bonds, 1932," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. **Huston** moved

That the amendment of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. **Huston** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. **Demmler** presented

No. 4441. Report of the Committee on Public Service and Surveys for September 24, 1935, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4361. An Ordinance entitled, "An Ordinance re-establishing the grade of Boyd street, from Forbes street to a point 196.28 feet southwardly therefrom."

Which was read.

Mr. **Demmler** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4362. An Ordinance entitled, "An Ordinance re-establishing the grade of Shingiss street, from Forbes street to a point 98.50 feet southwardly therefrom."

Which was read.

Mr. **Demmler** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4363. An Ordinance entitled, "An Ordinance re-establishing the grade of Hooper street, from Forbes street to a point 66 feet southwardly therefrom."

Which was read.

Mr. **Demmler** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Magee

Demmler McArdle

Gallagher Garland (Pres't)

Huston

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

The Chair, at this time, presented
No. 4442.

CITY OF PITTSBURGH
OFFICE OF THE MAYOR

September 26th, 1935.

SUBJECT: 1936 Budget

The Honorable, the Council
of the City of Pittsburgh.

Replying to your communication of September 24th suggesting that at a Council meeting September 23rd the Mayor be instructed to submit "his Budget as provided for in the Charter, etc." I beg to advise you that on August 2nd, 1935, I had the honor to transmit to the COUNCIL estimates for the Budget for 1936 together with the last Controller's Report and you will find that the same was received by your Honorable Body on August 5th, 1935 and the same, I believe, was referred to the Finance Committee.

Since that time, however, there has been transmitted to you after consideration by me, specific Budget Estimates prepared by the heads of all Departments, Bureaus and other city interests required to submit such estimates, their detailed budget estimates for the year 1936, with the exception, however, of the Department of Public Works, which estimate will, however be forwarded to you not later than Monday, September 30th, 1935.

These Budget Estimates, including

that to be forwarded by the Department of Public Works, are supplemental to and to be considered as reforming my former transmission of such Budget Estimates with my letter of August 2nd.

The estimates as set forth in such detailed statements now in your hands with the changes over 1935 for the coming year, 1936, have met with my approval and you will note upon consideration there have been comparatively few changes in the Budget Estimate for 1935.

An examination of the Departmental Budget Statements which have been in the hands of the City Clerk for sometime, indicate that the same are in proper shape for printing. If the Council desires so to do, with the exception, as before mentioned, of the Department of Public Works Estimates, which will be in the hands of the City Clerk not later than Monday (September 30th) of next week.

Respectfully,

WM. N. McNAIR.

Mayor.

Which was read and referred to the Committee on Finance.

Also

No. 4443.

City of Pittsburgh,

Office of the Mayor,

September 24, 1935.

To the President and Members
of City Council.

Gentlemen:—

I have the honor to inform you that I have appointed Rev. Peter V. Tkach, 1926 Sidney street, as Chairman of the Traction Conference Board to replace Charles A. Finley, removed.

Respectfully yours,

WM. N. McNAIR.

Mayor.

Which was read.

Mr. McArdle moved

Inasmuch as the Mayor does not ask for the removal of Mr. Finley or for the confirmation of Rev. Tkach, That the communication be received and filed.

Which motion prevailed.

Mr. Anderson asked

That the Clerk present to the

Finance Committee at its next meeting all the estimates he has already received from the Mayor.

The Chair also presented
No. 4444.

City of Pittsburgh,
Office of the Mayor,
Sept. 27, 1935.

To the President and Members
of City Council.
Gentlemen:—

I hereby appoint, subject to your approval, Conrad H. Checco, 6139 Jackson street, to the position of Member of the Board of Property Assessors and ask for his immediate confirmation.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read, and on motion of Mr. McArdle, referred to the Committee on Finance.

Also

No. 4445.
City of Pittsburgh,
Office of the Mayor,
September 25, 1935.

To the President and Members
of City Council.
Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, Mr. Charles P. Berndt, 6332 Marchand street, as a Member of the Board of Property Assessors.

Very truly yours,
WM. N. McNAIR,
Mayor.

Which was read, and on motion of Mr. McArdle, referred to the Committee on Finance.

Mr. Magee moved
That both the appointees be

invited to appear before the Finance Committee to-morrow.

Which motion prevailed.

Mr. McArdle stated:

That the Finance Committee would meet on Thursday afternoon next, at 2 o'clock, for a preliminary study of the Budget for next year.

Mr. McArdle presented

No. 4446. Report of the City Controller on Audit by him of expenditures from Public Works Relief Bonds, Series A, B, C, Codes Nos. 116-117-118, as of June 30, 1935.

Which was read and referred to the Committee on Finance.

Mr. McArdle arose and said

Mr. President:—There is pending before the Finance Committee legislation to take care of unemployables hereto provided for by the Allegheny County Relief Association; that the matter is of such immediate consequence that action should be taken at the committee meeting tomorrow and passed as quickly thereafter as it can be put in shape, and therefore I move

That a special meeting of Council be held on Wednesday, Oct. 2nd, 1935, at 4 o'clock, P. M. to consider the report of the Finance Committee on the legislation referred to.

Which motion prevailed.

Mr. McArdle moved

That the Minutes of Council of Monday, September 23rd, 1935, be approved.

Which motion prevailed.

And on motion of Mr. Gallagher

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Wednesday, October 2, 1935

No. 48.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Wednesday, October 2nd, 1935.

Council met pursuant to motion adopted at meeting of September 30th, 1935.

Present:—Messrs.

Anderson Huston
Demmler McArdle
Evans Garland (Pres't)

Gallagher

Absent:—Messrs.

Kane Magee

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4447. Report of the Committee on Finance for October 1st, 1935, transmitting an ordinance to council. Which was read, received and filed.

Mr. McArdle moved

A suspension of Rule VIII, providing for mailing of printed copies of all ordinances and resolutions to each member of council at least 48

hours previous to the final consideration of such papers by Council.

Which motion prevailed.

Mr. McArdle also presented

Bill No. 4368. An Ordinance entitled, "An Ordinance creating and establishing in the Department of Public Welfare a Bureau to be known as the Bureau of Home and Family Relief."

In Finance Committee, Oct. 1st, 1935, Bill read and amended in Section 2, by striking out the amount "\$3000.00" and by inserting in lieu thereof the amount "\$2500.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson Huston
Demmler McArdle
Evans Garland (Pres't)
Gallagher

Ayes 7. Noes none.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. McArdle arose and said

Mr. President:— In the Finance Committee yesterday, during a discussion on the ordinance creating the Bureau of Home and Family Relief in the Department of Public Welfare (which Council just passed), there arose the question of providing funds for this activity pending the sale of bonds.

The Committee instructed the Clerk (Deputy Controller) to confer with the Director of the Department of Public Welfare for the purpose of preparing legislation providing such funds and to submit the same for presentation to Council today. Mr. Schilpp, the Clerk of the Finance Committee, just informed me that due to Director Hay's absence from the City he has not had an opportunity to meet with him on the subject.

Mr. Huston moved

That the following members be excused for absence from Council and Committee meetings:—

Mr. Anderson on June 20, 21, 28, 29, 31; July 1; September 13, 1935.

Mr. Demmler on August 5, 1935.

Mr. Evans on August 14; September 3, 23, 24, 25, 26, 30, 1935.

Mr. Gallagher on July 1; August 29; September 3, 1935.

Mr. Huston on June 29; July 1, 31; August 29; September 3, 1935.

Mr. Kane on July 1; August 5, 8; September 25, 30; October 1, 1935.

Mr. Magee on June 24, 28; August 5, 14; September 3, 5, 18, 1935.

Mr. McArdle on June 29; July 1, 11, 24, 25, 26; August 14, 1935.

Mr. Garland (President) on June 25; July 8, 13; August 21, 1935.

Which motion prevailed.

And on motion of Mr. Huston

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

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Saturday, October 5, 1935

No. 49.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Saturday, October 5th, 1935.

Council met pursuant to the following call:

Pittsburgh, Pa., October 3, 1935.

Mr. Robt. Clark,
Clerk of Council.
Dear Sir:—

Please call a special meeting of Council for Saturday, October 5, 1935, at 1:00 o'clock, P. M., for the purpose of taking up such business as may come before the meeting.

Yours very truly,

P. J. McArdle

George E. Evans

William A. Magee

Thomas J. Gallagher

Charles Anderson

John M. Huston

Which was read, received and filed.

Present:—Messrs.

Anderson

Kane

Demmler

Magee

Evans

McArdle

Gallagher

Garland (Pres't)

Huston

Mr. McArdle presented

No. 4448. RESOLUTION REQUESTING THE DISTRICT ATTORNEY OF ALLEGHENY COUNTY TO INSTITUTE A MANDAMUS ACTION AGAINST WILLIAM N McNAIR, MAYOR OF THE CITY OF PITTSBURGH, FOR REFUSAL TO CARRY OUT THE POLICY OF THE CITY RELATING TO AN INCREASE OF INDEBTEDNESS IN THE SUM OF \$500,000.00, FOR THE PURPOSE OF PROVIDING FUNDS TO BE USED FOR THE CONSTRUCTION OF GENERAL PUBLIC IMPROVEMENTS AND EXPENSES IN CONNECTION THEREWITH.

WHEREAS, By Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of \$500,000, and providing for the issue and sale of short-term promissory notes of said City in said amount, to provide funds to pay for the construction of general public improvements within the City, including the materials necessary therefor, and the preliminary expenses in connection therewith, and to pay engineering, architectural and other expenses incurred or to be incurred in connection with contracts for municipal improvements and providing for the redemption of said promissory notes and the payment of interest thereon, and specifically repealing a prior ordinance authorizing and directing an increase of indebtedness of the City of Pitts-

burgh in the sum of \$2,000,000 for the same purposes," which became a law by being passed by Council over the veto of the Mayor, on September 23rd, 1935, it was provided that the indebtedness of the City of Pittsburgh be increased in said amount of \$500,000.00 to provide funds for the purposes stated in said Ordinance, made necessary to enable the City of Pittsburgh to take advantage of a proposed grant by the United States Government for public work in the City of Pittsburgh, to give employment to persons now on relief rolls and unable to take care of themselves, and the Government has announced that it will discontinue furnishing relief on November 1, 1935; and,

WHEREAS, There are many thousands of persons living in the City of Pittsburgh who are unable to obtain private employment and must be taken care of either by the furnishing of work or by relief by the City of Pittsburgh in case they are unable to obtain work; and,

WHEREAS, Pursuant to the terms of the aforesaid Ordinance the sale of said notes was advertised within the City of Pittsburgh that bids would be received on October 2, 1935, at 10:00 o'clock A. M. (Eastern Standard Time); and,

WHEREAS, The Mayor had due notice of the time and place of receiving said bids, but nevertheless, left the City and refused to join with the Controller in receiving bids and awarding the sale of the notes in the sum of \$500,000.00 provided for in the aforesaid Ordinance, and stated publicly that he will not do anything to make effective the said increase of indebtedness and to provide work for the unemployed; Therefore, be it

RESOLVED, By the Council of the City of Pittsburgh, That the District Attorney of Allegheny County be and he is hereby requested to forthwith institute a mandamus action in the Court of Common Pleas of Allegheny County, Pennsylvania, for the purpose of compelling the said William N. McNair, Mayor of the City of Pittsburgh, to join with the Controller in advertising for bids for said notes and to sell said notes to the highest re-

sponsible bidder or bidders therefor; to sign and deliver said notes when paid for by the purchaser; to do everything necessary to make effective the increase of indebtedness provided for in the aforesaid Ordinance, and to carry out the purpose and intent of the Council of the City of Pittsburgh in authorizing the increase of indebtedness for the purposes set out in said Ordinance.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Mr. McArdle said:

Mr. President:— By way of explanation on one point: before presenting this resolution to Council, I consulted with the Controller of the City of Pittsburgh, who is named in a taxpayer's suit to restrain the sale of these notes, and he informs me that he has not received any such order from the Court.

And the question recurring on the adoption of the resolution, the ayes and noes were ordered taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Demmler presented

No. 4449. RESOLVED, That the Council address a communication to Mr. Edward N. Jones, Administrator of the WPA, requesting him to advise the Council of the City of Pittsburgh if the sum of \$25,000,000.00 has been set aside for the use of the City of Pittsburgh for the purpose of giving employment, and to definitely advise under what terms and conditions this fund is available.

Which was read.

Mr. Demmler moved

The adoption of the resolution

Mr. Demmler said:

The subject which we are discussing today and our co-operation with the same is one of great impor-

tance. It is to be regretted that there is so much uncertainty, and may I say confusion and misunderstanding, regarding the working out of this problem.

The records of our Committee on Finance show that at a meeting held on September 6th, 1935, the following motion was made and adopted:—

"To ask E. N. Jones, State Works Administrator, if the Council sets up Two Millions of Dollars and the people are asked to vote on Four Million Dollars, will he furnish a written statement of just how they will obligate themselves to furnish Twenty-five Million Dollars".

In accordance with this resolution, the Clerk of the Committee sent a communication to Mr. Edward N. Jones, State Administrator of the WPA. The reply, which is dated September 11th, 1935, reads as follows:—

"Replying to yours of the 7th instant, please advise the committee on Finance of the City Council that the \$25,000,000 allocation for the City of Pittsburgh by the Works Progress Administration, has been recommended by me to the Federal Works Progress Administrator.

"This allocation will be earmarked for the City of Pittsburgh so that these funds will be available to be drawn against as soon as the projects approved by the City and by the Works Progress Administrator get under way.

Sincerely yours,

EDWARD N. JONES,

State Administrator."

I do not know whether or not there has been any further information received on this subject. In the above letter it is stated that the "\$25,000,000 allocation for the City of Pittsburgh by the Works Progress Administration, has been recommended by me to the Federal Works Progress Administrator". It is also stated that "This allocation will be earmarked for the City of Pittsburgh".

The question which I wish to raise is one asking for information. The information which I desire is that we be definitely informed whether or not

the above fund has been definitely set aside for the use of the City of Pittsburgh and under what terms and conditions.

I am firmly convinced that the City of Pittsburgh should be in a position so that any work undertaken will be carried through to completion. I, personally, wish to see such arrangements made so that the mistakes made and discovered in the past programs will not be repeated in the WPA. I wish to see such arrangements made whereby both parties co-operating, will see that these projects are completed.

I do not agree with the statement which appears on WPA Form 301, Page 5, Article 30, Sponsoring Certificate, which states as follows:

"It is agreed that the Works Progress Administration is under no obligation to complete any project".

I feel sure that with both parties co-operating, any project undertaken can be carried to completion. At the present time there are projects, undertaken previously, for which the City of Pittsburgh has appropriated funds and which, until now, have not been completed, even though the City has the funds available and is ready to co-operate. In view of the above facts, which I believe are correct, I presented the resolution and requested its immediate adoption.

And the question recurring on the adoption of the resolution.

The motion prevailed.

Mr. Demmler arose and said:

Mr. President:—As per Council's instructions, I consulted with Mr. Frank R. Phillips, President of the Pittsburgh Railways Company, and requested him to meet with Council on next Wednesday, regarding the new agreement between the City of Pittsburgh and the Pittsburgh Railways Company.

Mr. Phillips advised me that he might not be in the City on Wednesday, but that the members of his staff will be here.

Is it the desire of Council to meet at that time, or postpone the meeting until a later date when Mr. Phillips can be present?

The meeting is for the purpose of

discussing the seven (7) points to be included in the new agreement.

The **Chair** said:

What is your recommendation, Mr. Demmler? The Council, I am sure, will abide by your decision.

Mr. **Demmler** said:

Mr. President:— I would like to get the decision of Council.

Mr. **Kane** arose and said:

Mr. President:— I would like to attend the conference, but I will be out of the City on Wednesday. However, I do not wish the meeting delayed on my account.

Mr. **Demmler** said:

Mr. President:— If there are no objections we can meet on Wednesday. If Mr. Phillips is not present and we cannot arrive at a satisfactory solution of the questions to be discussed, we can arrange another meeting when Mr. Phillips can be present.

The **Chair** said:

If there are no objections, the meeting will be arranged for Wednesday, October 9, 1935, at 3:30 o'clock P. M.

And on motion of Mr. **McArdle**

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, October 7, 1935

No. 50.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Monday, October 7, 1935.

Council met.

Present:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Absent:—Mr. Anderson

PRESENTATIONS.

Mr. Demmler (for Mr. Anderson) presented.

No. 4450. Communication from the Department of Public Safety advising of institution of 60-day trial of One-way traffic on Bijou way between Baytree avenue and Bonvue street, northbound, effective October 16, 1935.

Which was read, received and filed.

Also

No. 4451. Communication from Thos. A. Dunn, Director, Department

of Public Safety, asking permission to attend the National Safety Congress at Louisville, Kentucky.

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 4452. An Ordinance providing for the letting of a contract for the furnishing and delivery of One (1) Centrifugal Pump for the Pittsburgh-City Home and Hospitals at Mayview, Pa., and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Also

No. 4453. Communication from Mrs. Charles Ginsburg, 144 Wabash avenue, asking for a hearing relative to erection of electric sign on Nobles-town road (Mansfield avenue) in the rear of No. 100 Wabash avenue.

Which was read and referred to the Committee on Public Safety.

Mr. Kane presented

No. 4454. Communication from Edw. C. Mueller, 228 Watsonia Blvd., North Side, requesting reimbursement from the City in the sum of \$279.00 for construction of sewer to his property.

Which was read and referred to the Committee on Finance.

Also

No. 4455. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving, recurbing and otherwise improving of Mintwood street, from Denny street to 38th Street, and authorizing the setting aside of the sum of \$2,253.38

from Bond Fund 109, Public Works Bonds, 1931; of the sum of \$741.13 from Bond Fund 111, General Improvement Bonds, 1932; of the sum of \$4,635.87 from Bond Fund 122, General Improvement Bonds, 1934; and of the sum of \$5,869.62 from Code Account for the payment of the cost of the work and setting aside the sum of \$1,300.00 from Bond Fund 122, General Improvement Bonds, 1934, for the payment of the cost of engineering expenses in the Department of Public Works, amounting in the aggregate to Fourteen Thousand Eight Hundred (\$14,800.00) Dollars.

Also

No. 4456. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the improvement of that part of Frick Park situated at the corner of Homewood avenue and Reynolds street, by grading, construction of walls, drainage and construction of bowling greens, and setting aside the sum of Sixteen Thousand (\$16,000.00) Dollars from Frick Park Trust Fund for the payment of the costs thereof.

Also

No. 4457. Communication from George J. Ford, Oliver Bldg., urging the opening and widening of Becks Run road, between the So. Pgh. Water Co. and Brownsville Rd., and its improvement as a W. P. A. project.

Also

No. 4458. Petition for the opening and temporary repair of Meadowbrook way, rear of Crucible street, 28th Ward.

Also

No. 4459. Resolution authorizing and directing the Director of the Department of Public Works to grant to the Brashear Association, Inc., the use of the second floor of the South Side Market House for legal and proper non-commercial recreational purposes from the first week of October, 1935, to the last week of April, 1936, inclusive; provided, however, that the said Brashear Association shall pay the cost of supervision and janitorial

work involved in the use of the second floor of the market house, and that the City of Pittsburgh is released from any and all damage of whatsoever nature, immediate, or consequential, resulting from the use of the said second floor; and that the said Brashear Association is to provide a public liability insurance policy; the company to be approved by the City Controller, and the amount of the policy to be not less than Ten Thousand (\$10,000.00) dollars, and that the permission to use the second floor of the market house may be cancelled on written notice at any time from the Bureau of City Property of the Department of Public Works.

Also

No. 4460. An Ordinance amending an Ordinance entitled, "An Ordinance granting unto the Sterling Land Company, its successors and assigns, the right to construct, maintain and use two 6" conduits under and across Hobart street and one 6" conduit under and across Kamin street, for the purpose of conveying steam and hot water from a central heating plant to twenty-four buildings located on Hobart street, Wendover street and Kamin street, 14th Ward, Pittsburgh", by granting unto the Sterling Land Company, its successors and assigns, additional rights to construct, maintain and use conduits under and across Hobart street, Wendover street and Kamin street for the purpose of conveying cold water, electricity and gas into and from buildings located on said streets in the Fourteenth ward, Pittsburgh.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 4461. Communication from the Veterans Association of the 107th Field Artillery asking for an appropriation of \$200.00 for Memorial Day (1936) services.

Also

No. 4462. Communication from the Civil Service Commission asking for an appropriation of \$38,451.05 for 1936.

Also

No. 4463. Resolution authorizing the issuing of warrants in favor of S. S. McKay in the sum of \$66.22, and Christian A. Ruhl in the sum of \$55.00, in payment of services rendered to the City of Pittsburgh as Registrar, and Chief Clerk, in the Bureau of Deed Registry, Department of Public Works, during the periods between September 1st and September 10th, 1935, and September 1st and September 11th, 1935, respectively, and charging the same to Code Account No. 1598, Salaries, Regular Employees, Bureau of Deed Registry.

Also

No. 4464. Resolution authorizing the issuing of a warrant in favor of Press C. Dowler in the sum of \$10,100.50, in payment of services rendered to the City of Pittsburgh in the preparation of plans and specifications, and general supervision of the work in connection with the rebuilding and re-equipping of the North Side Market House, as authorized by Resolution No. 112, approved July 5, 1934, and charging the same to Bond Fund No. 121.

Also

No. 4465. Resolution authorizing and directing the City Controller to make the following transfers in the Bureau of Water:

FROM

Account No. 1777, Wages,
Temporary Employees, \$2,700.00

TO

Account No. 1781, Temporary Laborers, Oct. to Dec., 1935, \$1,500.00

Account No. 1783, Miscellaneous Services, 500.00

Account No. 1784, Supplies, 100.00

" No. 1785, Materials, 500.00

" No. 1786, Repairs, 100.00

\$2,700.00

Also

No. 4466. Resolution authorizing and directing the City Controller to transfer the sum of \$600.00 from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, as follows:—

To Code Account No. 1646,
Wages, Temporary Employees, October to December, Boardwalks and Steps, \$300.00;
To Code Account No. 1647,
Materials, Boardwalks and Steps, \$300.00,

for the purpose of providing funds for the construction of steps on Irwin avenue, from Tobin street to a point near Reedsdale street; and authorizing and directing the Director of the Department of Public Works to proceed with the construction of said steps.

Also

No. 4467. An Ordinance providing for the letting of contracts for materials, general supplies, equipment and machinery required by the several departments of the City Government for the year beginning January 1st, 1936.

Which were severally read and referred to the Committee on Finance.

Also

No. 4468. An Ordinance amending Section 1 of Ordinance No. 197, approved by the Mayor, July 15, 1935, entitled, "An Ordinance amending Section 1 of Ordinance No. 246, approved by the Mayor, August 6, 1934, entitled, 'An Ordinance appropriating and setting aside certain sums, including engineering and other necessary expenses, for general public works improvements, including engineering and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, in the Department of Public Works, from the proceeds of the sale of General Improvement Bonds, 1934, authorized by Ordinance No. 182, approved June 30, 1934', insofar as the same relates to Street Repaving and Concrete Steps", insofar as the same relates to Merriam street from Grandview avenue to Virginia avenue.

Also

No. 4469. An Ordinance amending Ordinance No. 198, approved by the Mayor July 15, 1935, entitled, "An Ordinance amending Ordinance No. 240, approved by the Mayor, July 31, 1934, entitled, 'An Ordinance authoriz-

ing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award contracts for making general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, and providing for the payment of the cost thereof from funds specifically appropriated therefor from the proceeds of the sale of General Improvement Bonds 1934', by amending the portions thereof which relate to Street Repaving and Concrete Steps", insofar as the same relates to Merriam street.

Which were read and referred to the Committee on Public Works.

The Chair presented

No. 4470. Communication from the Pennsylvania Unemployed League asking for a hearing on the question of funds that are to be appropriated for the unemployed.

Also

No. 4471. Communication from the Allegheny County Real Estate Owners & Taxpayers' League asking that the City inaugurate a "Pay-Your-Taxes Campaign".

Also

No. 4472. Communication from Carl E. Koch Co., 20 Wabash avenue, 20th Ward, relative to abatement of taxes on lot of ground owned by Mrs. Mildred Croft Bowling, being lot No. 727 Woodland Plan No. 2, 28th Ward.

Also

No. 4473. Report of the Department of Public Health relative to acquisition of property on Herrs Island for a municipal incinerator plant.

Also

No. 4474. Communication from the City Treasurer submitting statement of collection of delinquent taxes for the period September 16 to 30, inclusive; also statement of accounts of the City Solicitor.

Also

No. 4475. Communication from

the Tri-State Authority, 311 Benedum-Trees Bldg., requesting a sum not to exceed \$7500 and not less than \$5000 for the purpose of carrying on a campaign on the flood control bill.

Also

No. 4476. Communication from John L. Perry offering two (2) acres of land on Herrs Island as a site for a municipal incinerator plant.

Also

No. 4477. Communication from the Veterans Association, 107th Field Artillery, making formal request for \$200 donation to cover expenses for their annual Memorial Day services on May 30th, 1936.

Also

No. 4478. Communication from the Anti-German Olympic League, 4121 Murray avenue, relative to the Olympic Games to be played in Germany.

Also

No. 4479. Communication from the Jewish Leader requesting that a resolution be passed recommending that the American Olympics Committee do not participate in the International Olympics to be held in Germany.

Which were severally read and referred to the Committee on Finance.

Also

No. 4480. Communication from J. H. Musgrave, 1157 N. Negley avenue, suggesting the opening of 7th Avenue through Fernando street to Fifth avenue.

Also

No. 4481. Communication from Hon. Wm. N. McNair, Mayor, relative to the widening of Tunnel street and asking that surveys be made at once for the taking of the necessary properties.

Also

No. 4482. Communication from residents of 26th Ward relative to the condition of Nelson Run road and Sovereign street.

Also

No. 4483. Petition for the improvement of LaClair street between

Overton street and Henrietta street,
14th Ward.

Also

No. 4484. Communication from
the American Carpatho Russian Civic
and Political Club of the 4th, 14th and
15th Wards, relative to the bad con-
dition of Saline street, from 400 to 800
block.

Which were severally read and re-
ferred to the Committee on Public
Works.

Also

No. 4485. Communication from
Walter C. Shaul, 7250 Verona boule-
vard, complaining of alleged conditions
at the Leech Farm Hospital.

Which was read and referred to the
Committee on Health and Sanitation.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4486. Report of the Com-
mittee on Finance for October 1, 1935,
transmitting an ordinance and sundry
resolutions to council.

Which was read, received and filed.

Also

Bill No. 4423. An Ordinance
entitled, "An Ordinance appropriating
and setting aside from Code Account
No. the sum of \$15,000.00
for the cost of replacing unsatisfactory
service lines from the water main to
the curb and pumping out said unsat-
isfactory service lines as follows: 204
in the Homestead Bank, 40 in the Wil-
kins Place, and 21 in the East End
Avenue Plans of Lots, and authorizing
the Department of Public Works to do
said work subject to conditions set
forth in this ordinance."

In Finance Committee, Oct. 1st, 1935
Bill read and amended in Section 1 and
in the title by striking out the words
"Code Account No." and by inserting
in lieu thereof the words "Bond Fund
No. 105-F," and as amended ordered
returned to council with an affirmative
recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the
Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in commit-
tee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to
allow the second and third readings
and final passage of the bill.

Which motion prevailed.

And the bill was read a second time
and agreed to.

And the bill was read a third time
and agreed to.

And the title of the bill was read
and agreed to.

And on the question, "Shall the bill
pass finally?"

The ayes and noes were taken agree-
ably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Coun-
cil being in the affirmative, the bill
passed finally.

Also, with an affirmative recommen-
dation.

Bill No. 4417. Resolution au-
thorizing and directing the City Con-
troller to transfer the sum of \$15,000.00
from the proceeds of General Public
Improvement Bonds, 1931, Bond Fund
105-K, Acquisition of property, im-
provement and equipment of play-
ground in 2300 block Fifth avenue, to
Bond Fund 105-F, Improvement, ex-
tension and replacement, distribution
pipe line system.

Which was read.

Mr. McArdle moved

A suspension of the rule to
allow the second and third readings
and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third time, and upon final passage the
ayes and noes were taken, and being
taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Coun-
cil being in the affirmative, the resolu-
tion passed finally.

Also
 Bill No. 4418. Resolution authorizing and directing the City Controller to transfer the sum of \$1,300.00 from Code Account No. 1443, Salaries Regular Employees, Bureau of Police, as follows:—

To Code Account No. 1646,
 Wages Temporary Employees,
 Oct. to Dec., Boardwalks &
 Steps, \$650.00

To Code Account No. 1647,
 Materials, Boardwalks & and
 Steps, \$650.00

for the purpose of providing funds for the construction of steps from 1601 East street to Howard street, and thence to Compromise street, replacing steps formerly at this location, and authorizing the Director of the Department of Public Works to proceed with the construction of said steps.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4419. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1101-1, Salaries for 1934, Civil Service Commission.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4420. Resolution authorizing and directing the City Controller to transfer \$500.00 from Code Account No. 1490 (b) Miscellaneous Services, to Code Account No. 1494 (d) Materials, Bureau of Traffic Planning, Department of Public Safety.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4421. Resolution authorizing and directing the City Controller to make the following transfers in the Bureau of Water accounts:

FROM

Code Acct. No. 1769, Gas (Contract No. 2998, Herron Hill)	\$ 3,500.00
---	-------------

Code Acct. No. 1770, Elec- tric Current (Contract No. 3022, Howard St. Pumping Station)	1,500.00
--	----------

(Contract No. 5310, Saline Pumping Station)	1,500.00
--	----------

Code Acct. No. 1777, Wages, Temporary Employees,	2,000.00
--	----------

Code Acct. No. 1787, Water Meter Repairs,	5,500.00
	<u>\$14,000.00</u>

TO

Code Acct. No. 1755, Salaries, Regular Employees ..	\$ 965.00
Code Acct. No. 1756, Wages, Regular Employees,	5,535.00
Code Acct. No. 1776, Wages Regular,	300.00
Code Acct. No. 1781, Wages Temporary Laborers,	2,100.00
Code Acct. No. 1784, Supplies,	400.00
Code Acct. No. 1785, Materials,	2,500.00
Code Acct. No. 1789, Meter Repair Parts,	2,200.00
	<u>\$14,000.00</u>

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4422. Resolution authorizing and directing the City Controller to transfer the following sums, aggregating \$5,000.00, within the Bureau of Highways & Sewers, Div. of Garage and Repair Shop, and Bureau of Light. DPW:

FROM

Code Acct. 1652, Salaries, Div. of Public Utilities, ..	\$ 600.00
Code Acct. 1655, Salaries, Asphalt Plant,	2,200.00
Code Acct. 1660, Repairs, Asphalt Plant,	400.00

Code Acct. 1793, Misc. Services, Bureau of Light,	1,000.00
	<u>\$5,000.00</u>

TO

Code Acct. 1515, Materials, Div. of Garage & Repair Shop,	\$1,800.00
Code Acct. 1516, Repairs, Div. of Garage & Repair Shop,	125.00
Code Acct. 1616, Materials, Stables & Yards,	75.00
Code Acct. 1635, Materials, Repairing Highways,	400.00
Code Acct. 1659, Materials, Asphalt Plant,	2,600.00
	<u>\$5,000.00</u>

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 4413. Resolution authorizing the issuing of a warrant in favor of Ralph L. Brindle and George C. Meyer, R. F. D. No. 4, Latrobe, Pa., in the sum of \$125.00, in full settlement of their claims against the City of Pittsburgh for damages to truck sustained June 8, 1935, in collision with city truck at Manhattan street and Western avenue, City, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.
Demmler Kane
Evans McArdle
Gallagher Garland (Pres't)
Huston

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4414. Resolution authorizing the issuing of a warrant in favor of Edward C. Riemenschneider and Stella Reimenschneider, his wife, 215 Liberty street, Franklin, Pa., in the sum of \$450.00, in full settlement of their claims against the City of Pittsburgh for personal injuries sustained April 21, 1935, and damages to their automobile at the intersection of Lappe lane and Leister street, City, and charging same to Code Account No. 42, Contingent Fund.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.
Demmler Kane
Evans McArdle
Gallagher Garland (Pres't)
Huston

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 839. Resolution authorizing the issuing of a warrant in favor of Wm. R. Alexander, Jr., in the sum of \$247.65, for total destruction of a Dodge automobile, which was caused by fire apparatus of the City of Pittsburgh on May 7th 1932, on Virginia avenue, between Bertha and Kearsarge streets, and charging same

to Code Account No. 42, Contingent Fund.

In Finance Committee, Oct. 1st, 1935. Read and amended by striking out the amount "\$247.65" and by inserting in lieu thereof the amount "\$100.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.
Demmler Kane
Evans McArdle
Gallagher Garland (Pres't)
Huston

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4412. Resolution authorizing the issuing of a warrant in favor of Snyder & Swanson, Inc., in the sum of \$484.50, for coal delivered to Highland Park Zoo under Contract No. 9545, and charging the same to Code Account No. Contingent Fund.

In Finance Committee, Oct. 1, 1935. Read and amended by inserting in blank space the figures "42", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to

allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 4487. Report of the Committee on Public Works for October 1st, 1935, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4001. An Ordinance entitled, "An Ordinance widening Benton avenue, in the 27th Ward of the City of Pittsburgh, at the intersections of Brighton road, McClure avenue and Viruth street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magée
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 4092. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Omaha street, from Merri-mac street to Bigham street, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof."

Which was read

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magée
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 4409. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of One (1) Auto Truck for the Bureau of Tests, Department of Public Works, and providing for the payment thereof."

In Public Works Committee, Oct 1st. 1935, Bill read and amended by inserting in Section 1, as shown in red, and in the title, by inserting after the word "contract" the words "or contracts", and after the words "Bureau of Tests," the words "and One (1) Automobile for the Bureau of Water," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Kane moved

That the amendments of the Public Works Committee be agreed to. Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8, Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with a negative recommendation,

Bill No. 4269. An Ordinance entitled, "An Ordinance amending an ordinance entitled, 'An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses, and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Build-

ing Inspection; providing for a Board of Appeals, and imposing penalties,' approved August 9, 1923, by changing the Zone Map, Sheet Z-N10-E30, so as to change from a 'B' Residence Use District to a Commercial Use District, all that certain property fronting on the northerly side of Fifth avenue, beginning at a point 167.75 feet eastwardly from Maryland avenue and extending eastwardly therefrom a distance of 50 feet."

Which was read.

Mr. Kane moved

That the bill be laid on the table.

Which motion prevailed.

Mr. Demmler presented

No. 4488. Report of the Committee on Public Service and Surveys for October 1st, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4400. An Ordinance entitled, "An Ordinance authorizing the Pennsylvania Railroad Company to remove certain tracks on Smallman street, Second ward, City of Pittsburgh, extending between points 115 ft. and 120 ft., respectively, from the northeasterly building line of 22nd Street and 26th Street; and granting permission to substitute therefor certain other tracks, and prescribing certain conditions thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8, Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

The Chair presented

No. 4489.

Pittsburgh, Pa., October 4, 1935.

SUBJECT:— Maurice Street-Second Ave. and P.P. Relief Sewer.

President and Members of Council,
City of Pittsburgh.
Gentlemen:—

WHEREAS, because the existing drainage facilities in the Maurice Street Drainage Basin are very inadequate, storm water has overflowed on Second avenue and the plant of the C. G. Hussey & Co. during and after heavy storms, and as a result thereof necessitated cessation of work in said plant, and a considerable expenditure in the cleaning up of sediment and debris; and

WHEREAS, further disturbance to the operation of the plant may adversely affect the procurement of additional orders and thereby threaten the continued operation of said plant; and

WHEREAS, prompt action to provide for the construction of relief sewers and drainage improvements in the said basin, including the construction of the relief sewer to an outfall at the Monongahela river, is deemed to be necessary and very urgent; and

WHEREAS, the undersigned considers the situation to constitute a serious public emergency; NOW, THEREFORE,

Pursuant to the terms and provisions of Section 13, of the Act of May 31st, 1911, relating to appropriations, we, the undersigned, the Mayor and the Controller of the City of Pittsburgh, hereby certify the existence of an emergency requiring a special appropriation of the sum of Fifty-eight Thousand (\$58,000.00) Dollars, or so much thereof as may be necessary, to meet the same, and request immediate action thereon.

Yours very truly,

WM. N. McNAIR,

Mayor.

JAMES P. KERR,

Controller

Which was read, received and filed

Also

No. 4490. An Ordinance entitled, "An Ordinance making an emergency appropriation for the purpose of providing funds for the construction of a relief sewer on Maurice street, Second avenue and private property of C. G. Hussey & Co. from the existing sewer on Maurice street at Rock St. to Monongahela river, with a branch sewer on the south sidewalk of Second avenue, and other drainage improvements in the Maurice St. Drainage Basin, including necessary engineering expenses."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And all of the votes of the members of Council present being in the affirmative, the bill passed finally as provided by Section 12 of the Act of May 31, 1911, relative to the passage of bills in cases of public emergencies.

The Chair took up

Bill No. 4229. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant to John H. Smith, Engineer, in the sum of \$1560.00, for professional services in the matter of the South Pittsburgh Water Company."

In Council, Sept. 16, 1935. Bill read, Committee amendment agreed to, rule suspended, read a second and third times and finally passed by a two-thirds vote.

(This ordinance was transmitted to the Mayor for his approval or disapproval on September 17th, 1935, and

the Mayor failed to approve or disapprove the same within the ten days prescribed by law, and being an Ordinance under the Wallace Act, it must be signed by the Mayor to become effective.)

Which was read, and on motion of Mr. Magee, laid on the table.

Mr. McArdle moved

That the Minutes of Council of Monday, September 30th, and Wednesday, October 2nd, 1935, be approved.

Which motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, October 14, 1935

No. 51.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Monday, October 14, 1935.

Council met.

Present:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Absent:—Mr. Anderson

PRESENTATIONS.

Mr. Demmler (for Mr. Anderson) presented

No. 4491. Communication from the Dept. of Public Safety advising of institution, effective Oct. 23, 1935, of 60-day trial of One-Hour Parking 9:30 A. M. to 6:00 P. M. on South Euclid Ave., between Friendship Ave. and Eva St., Westerly side; and cancellation of No Parking 8:00 A. M. to 6:00 P. M. on South Euclid Ave., between Baum Blvd. and Mignonette St., Easterly side.

Which was read, received and filed.

Also

No. 4492. Communication from the Dept. of Public Safety advising of institution, effective Oct. 23, 1935, of 60-day trial of One-Hour Parking 9:30 A. M. to 6:00 P. M. on Carson street between S. 25th and S. 26th Sts., South-erly side, and on S. 26th St., between Carson and Sarah Sts., Westerly side.

Which was read, received and filed.

Mr. Demmler presented

No. 4493. An Ordinance re-fixing the width and position of the sidewalks and roadway, and re-estab-lishing the grade of Baker street, from Jancey street to Butler street.

Also

No. 4494. An Ordinance re-es-tablishing the grade of Jancey street, from Gael way to Baker street.

Which were read and referred to the Committee on Public Service and Sur-veys.

Also

No. 4495. Communication from Edward N. Jones, State Administrator, WPA replying to Resolution No. 4449, relative to the allocation of funds.

Which was read.

Mr. Demmler arose and said:

Mr. President:— In connection with the sending of the resolution to State Administrator Jones, I also pre-sented some remarks regarding WPA, and in those remarks which I made at the meeting of Council on Saturday, October 5, I said:

"At the present time there are projects, undertaken previously, for which the City of Pittsburgh has appropriated funds and which, until now, have not been completed, even though the City has the funds

available and is ready to cooperate. In view of the above facts, which I believe are correct, I presented the resolution and requested its immediate adoption."

I now wish to state that under date of October 4 there were letters mailed to Director Johnston, advising him that seven projects were approved and on which work was ready to start at once. These are projects for which the Council appropriated the funds and uncompleted under the previous Works' plan. I still ask whether or not it would not be wise for the City Council to ask the State Administrator to advise Council what the terms and conditions are under which the present WPA is to be carried on.

The Chair:

Wasn't that in the resolution you presented the other day?

Mr. Demmler said:

The resolution stated "that the Council addressed a communication to Mr. Edward N. Jones, Administrator of the WPA, requesting him to advise the Council of the City of Pittsburgh if the sum of \$25,000,000 has been set aside for the use of the City of Pittsburgh for the purpose of giving employment, and to definitely advise under what terms and conditions this fund is available."

The Chair:

Why not give a copy of this letter to each member of Council, and take it up in the Finance Committee? If there are no objections that will be done.

Mr. Kane moved

That the communication be referred to the Committee on Finance. Which motion prevailed.

Mr. Gallagher presented

No. 4496. Resolution authorizing and directing the City Controller to make the following transfers within the Department of Public Welfare:—

FROM CODE ACCOUNTS

1303, Supplies, General Office,	\$ 500.00
1305, Equipment, General Office,	500.00
1307, Supplies, District Physicians,	5,000.00

1325, Salaries, Regular Employees, City Home and Hospitals, Mayview,	\$2,500.00
1336, Metal Shelving, City Home and Hospitals, Mayview,	435.00

TOTAL \$8,935.00

TO CODE ACCOUNTS

1326, Wages, Regular Employees, City Home and Hospitals, Mayview,	\$2,935.00
1333, Materials, City Home and Hospitals, Mayview,	6,000.00

TOTAL \$8,935.00

Which was read and referred to the Committee on Finance.

Mr. Huston presented

No. 4497. Report of the Department of Public Health showing amount of rubbish and garbage removed during the month of September, 1935.

Also

No. 4498. Resolution authorizing and directing the Mayor and the Council of the City of Pittsburgh to urge the Attorney General of Pennsylvania and Penna. Department of Health and/or the State Sanitary Water Board, to take such steps as are necessary to provide prompt, reasonable and continuous relief from the effects of water pollution, to those communities lying along the Allegheny river and its tributaries.

Which were read and referred to the Committee on Health and Sanitation.

Mr. Kane presented

No. 4499. Resolution directing the Department of Assessors to exonerate the City taxes for the year 1936 assessed against the tract of land owned by John Marloff, consisting of seven acres in the 32nd Ward of the City of Pittsburgh, fronting on Whited street and Milan avenue, said land having been used for some years back as a playground and is now being used and occupied by the City as a playground.

Also

No. 4500. An Ordinance amending Section 75, Bureau of Water, Her-

ron Hill Pumping Station, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935.

Which were read and referred to the Committee on Finance.

Mr. Magee presented

No. 4501. Resolution authorizing the issuing of a warrant in favor of John H. Smith, Engineer, in the sum of \$1560.00, for services rendered by him up to August 1, 1935, pursuant to an Ordinance of the City of Pittsburgh approved November 17, 1934, and charging the same to Code Account No. 1080.

Which was read and referred to the Committee on Finance.

Also

No. 4502. An Ordinance vacating Pentz way, in the 7th Ward of the City of Pittsburgh, from Cassius street to the property line 120 feet northwardly therefrom.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McArdle presented

No. 4503. Resolution authorizing and directing the City Solicitor to file a complaint with the Public Service Commission of the Commonwealth of Pennsylvania against the Pittsburgh Motor Coach Company, which is operating buses within the City of Pittsburgh under Certificates of Public Convenience issued by said Commission, at the rate of fare of \$.25 per person per trip, which is deemed excessive, unjust and unreasonable, and to employ expert engineers, certified public accountants and such other assistance as he deems necessary, the entire cost of such employment and expenses not to exceed the sum of \$3,500; and appropriating the sum of \$3,500, for said expenses, and authorizing the issuing of warrant or warrants in favor of the payees named in invoices duly certified and approved by the City Solicitor, and charging the same to Code Account No.

Also

No. 4504. An Ordinance amending the amount of \$1,800.00, the esti-

mated cost of the contract of Schwartz Electric Company, Controller's Contract No. 5285, for electrical repairs during the year 1935 in the Department of Public Works, which was amended by Ordinance No. 125, approved May 4, 1935, reading \$3,400.00, to now read \$4,400.00, and authorizing payment of the additional amount of \$1,000.00 from funds appropriated for repairs in the various code accounts in the Department of Public Works for the fiscal year 1935.

Also

No. 4505. Resolution authorizing and directing the City Controller to transfer the following sums within the accounts of the Bureau of Highways & Sewers, Bureau of Light, and Director's Office, Department of Public Works:—

FROM CODE ACCOUNTS

1500, Salaries, Director's Office, D. P. W.,	\$ 1,500.00
1793, Miscellaneous Services, Bureau of Light,	12,250.00
	<hr/> \$13,750.00

TO CODE ACCOUNTS

1646, Wages, Boardwalks, & Steps, Bureau of Highways & Sewers,	\$ 6,875.00
1647, Materials, Boardwalks & Steps, Bureau of Highways & Sewers,	6,875.00
	<hr/> \$13,750.00

Also

No. 4506. Resolution authorizing and directing the City Controller to make the following transfers within the Bureau of Water accounts:—

FROM

Account No. 1750, Soda Ash & Chlorine, Filtration Division,	\$2,500.00
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TO

Account No. 1761, Wages, Temporary Employees, Mechanical Division,	\$1,500.00
Account No. 1771, Supplies, Mechanical Division,	100.00
Account No. 1772, Materials, Mechanical Division,	900.00

TOTAL \$2,500.00

Also

No. 4507. Resolution authorizing and directing the City Controller to transfer the sum of \$300.00 and \$200.00 from Code Account 1944, Supplies, and \$100.00 from Code Account 1947, Equipment and Machinery, to Code Account 1948, Structural and Non-Structural Improvements, Bureau of Tests.

Also

No. 4508. Resolution authorizing and directing the City Controller to transfer the sum of \$400.00 from Code Account No. 1506, Salaries, Chief Engineer's Office, to Code Account No. 1519, Miscellaneous Services, Division of Accounting.

Also

No. 4509. Communication from Eighteenth Ward "X" Service Men's Ass'n, requesting an appropriation in the 1936 Budget for the observance of Memorial Day.

Also

No. 4510. Communication from Thomas J. Nichols, Nichols Realty Co., 430 Fourth Ave., submitting for proposed City incinerators two sites located at 33rd St. & Allegheny river, and between the Penna. R. R. and Chartiers creek.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 4511. Communication from Trustees for West End Savings Bank & Trust Co., City, proposing site for City incinerator, located between Middletown road and Crucible St., 28th Ward.

Also

No. 4512. Report of the Dept. of Public Safety (Bureau of Police) on accident involving injury to City motorcycle policeman, which occurred on Oct. 7, 1935.

Also

No. 4513. Communication from East Liberty Chamber of Commerce, endorsing the building of a City incinerator on Herr's Island, to supplant the Brilliant Pumping Station site.

Also

No. 4514. Communication from the North Side Chamber of Commerce calling attention to the fact that the police department is seriously handicapped due to shortage of men.

Which were severally read and referred to the Committee on Finance.

Also

No. 4515. Communication from Robert S. Chess, Attorney-at-Law, 1010 Berger Bldg., in re.: requested change in zoning classification of triangular plot of ground at the intersection of Baldwin road and Noblestown road.

Also

No. 4516. Communication from the St. Clair Board of Trade relative to replacing of steps on Clover street, between Arlington avenue and Salisbury street, 16th Ward.

Also

No. 4517. Communication from Mr. and Mrs. L. Neugebauer, 1321 Woodland avenue, N. S., requesting a sewer on Trimble street, North Side.

Also

No. 4518. Communication from the Western Pennsylvania Building and Loan Ass'n of Allegheny, Pa., 401 Federal street, N. S., relative to the construction of steps leading from Tobin street to Reedsdale street, N. S.

Also

No. 4519. Communication from residents of Howard and East streets, North Side, relative to construction of steps at 1550 East street, leading from East street to Howard street, 24th Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4520. Communication from the Bureau of Traffic Planning (Department of Public Safety) relative to institution of one-hour parking on Ninth street.

Which was read and referred to the Committee on Public Safety.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4521. Report of the Com-

mittee on Finance for October 8, 1935, transmitting an ordinance and sundry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4467. An Ordinance entitled, "An Ordinance providing for letting of contracts for materials, general supplies, equipment and machinery required by the several departments of the City Government for the year beginning January 1st, 1936".

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4308. Resolution authorizing the issuing of a warrant in favor of Jerry Martin in the sum of \$37.50, taken from him by the Bureau of Police in a raid, and charging same to Code Account No. 42, Contingent Fund.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4329. Resolution authorizing and directing the City Controller to transfer the following sums, amounting in the aggregate to \$11,700.00, from and to certain code accounts in the Bureau of Engineering, Department of Public Works:—

FROM CODE ACCOUNT

No. 1537, Drilling and Test Pits, General Office.	\$ 800.00
No. 1548-1, Sewer Repair Schedule,	5,900.00
No. 1565, Salaries, Regular Employees, Div. of Bridges & Structures,	1,000.00
No. 1570, Repair Schedule, Div. of Bridges & Structures,	1,000.00
No. 1577, Materials, Bridge Repairs, City Force,	2,000.00
No. 1583, Materials, Bridge Repainting, City Force,	1,000.00
Total	\$11,700.00

TO CODE ACCOUNT

No. 1538, Salaries, Regular Employees, Div. of Surveys,	\$ 3,700.00
No. 1543, Salaries, Regular Employees, Div. of Design,	2,500.00
No. 1548, Salaries, Regular Employees, Div. of Construction,	5,500.00
Total	\$11,700.00

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4380. Resolution authorizing and directing the City Controller to transfer the sum of \$3,521.87 from various code accounts in the Bureau of Recreation, to others in the same bureau, Department of Public Works:

FROM CODE ACCOUNT No.

1908	Sal. Reg. Emp.—Women & Children	\$ 411.20.
1909	Wages Temp. Emp.—Women & Children	369.80.
1914	Sal. Reg. Emp.—Men and Boys	716.02.
1915	Wages Temp. Emp.—Men and Boys	594.00.
1917	Supplies (Toys, Games, Ath.) Men and Boys ..	825.00.
1920	Wages Temp. Emp.—Summer Swim. Pools ..	448.00.
1922	Wages Temp. Emp.—North Side Ath. Fields	29.60.
1929	Wages Temp. Emp.—Sue Murray Sw. Pl. & B. House	40.40.
1936	Wages Temp. Emp.—Carnegie Lake Swim. Pool	87.85.

TOTAL \$3,521.87.

TO CODE ACCOUNT No.

1901	Wages Temp. Emp.—Grounds & Buildings ..	\$2,509.63.
1911	Supplies—Women and Children	1,012.24.

TOTAL \$3,521.87.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4466. Resolution authorizing and directing the City Controller to transfer the sum of \$600.00 from Code Account No. 1443, Salaries Regular Employees, Bureau of Police, as follows:—

To Code Account No. 1646, Wages, Temporary Employees, Oct. to Dec., Boardwalks & Steps, \$300.00

To Code Account No. 1647, Materials, Boardwalks & Steps, \$300.00

for the purpose of providing funds for the construction of steps on Irwin avenue, from Tobin street to a point near Reedsdale street, and authorizing and directing the Director of the Department of Public Works to proceed with the construction of said steps.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4465. Resolution authorizing and directing the City Controller to make the following transfers in the Bureau of Water:

FROM

Account No. 1777, Wages,
Temporary Employees, \$2,700.00

TO

Account No. 1781, Tempo-
rary Laborers, Oct. to Dec.,
1935, \$1,500.00

Account No. 1783, Miscel-
laneous Services, 500.00

Account No. 1784, Supplies, 100.00

" No. 1785, Materials, 300.00

" No. 1786, Repairs, 100.00

\$2,700.00

Which was read.

Mr. McArdle moved

A suspension of the rule to
allow the second and third readings
and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third times, and upon final passage the
ayes and noes were taken, and being
taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Coun-
cil being in the affirmative, the resolu-
tion passed finally.

Mr. McArdle also presented

No. 4522. Report of the Com-
mittee on Finance for October 10, 1935,
transmitting two ordinances to coun-
cil.

Which was read, received and filed.

Also, with a negative recommenda-
tion.

Bill No. 4099. An Ordinance
entitled, "An Ordinance repealing Or-
dinance No. 194, approved July 25,
1935, entitled, 'An Ordinance authoriz-
ing the making of a contract with
Davies, Stuart & Harrigan, of Harris-
burg, Pa., to represent the City of
Pittsburgh before the Department of
Revenue and the Board of Finance and
Revenue in re, securing a resettlement
and/or refund of the Municipal
Loans Tax'."

Which was read.

Mr. McArdle moved

That further action on the bill
be indefinitely postponed.

Which motion prevailed.

Also

Bill No. 4100. An Ordinance
entitled, "An Ordinance authorizing
the making of a contract with Hosack,
Specht, Conniff & Wood Company,
Pittsburgh, Pa., to represent the City
of Pittsburgh before the Department
of Revenue and the Board of Finance
and Revenue in re, securing a resettle-
ment and/or refund of the Municipal
Loans Tax."

Which was read.

Mr. McArdle moved

That further action on the bill
be indefinitely postponed

Which motion prevailed.

Mr. Kane presented

No. 4523. Report of the Com-
mittee on Public Works for October 8,
1935, transmitting two ordinances and
a resolution to council.

Which was read, received and filed.

Also

Bill No. 4322. An Ordinance
entitled, "An Ordinance refixing the
width and position of the roadway
and the southerly sidewalk of East
Ohio street, from East Diamond street
to Federal street; the roadway and the
easterly sidewalk of Federal street,
from East Ohio street to South
Diamond street East, and the roadway
and the northerly sidewalk of South
Diamond street East, from Federal
street to East Diamond street."

In Public Works Committee, Oct. 8,
1935, Read and amended in Section 1
by striking out and by inserting, as
shown in red, and as amended ordered
returned to council with an affirmative
recommendation.

Which was read.

Mr. Kane moved

That the amendments of the
Public Works Committee be agreed to.
Which motion prevailed.

And the bill, as amended in commit-
tee and agreed to by council, was read.

Mr. Kane moved

A suspension of the rule to
allow the second and third readings
and final passage of the bill.

Which motion prevailed.
And the bill was read a second time and agreed to.
And the bill was read a third time and agreed to.
And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 4456. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the improvement of that part of Frick Park, situated at the corner of Home-wood avenue and Reynolds street, by grading, construction of walls, drainage and construction of bowling greens, and setting aside the sum of Sixteen thousand (\$16,000.00) dollars from Frick Park Trust Fund for the payment of the costs thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4459. Resolution authorizing and directing the Director of the Department of Public Works to grant to the Brashear Association, Inc., the use of the second floor of the South Side Market House for legal and proper non-commercial recreational purposes from the first week of October, 1935, to the last week of April, 1936, inclusive; provided, however, that the said Brashear Association shall pay the cost of supervision and janitorial work involved in the use of the second floor of the market house, and that the City of Pittsburgh is released from any and all damage of whatsoever nature, immediate, or consequential, resulting from the use of the said second floor; and that the said Brashear Association is to provide a public liability insurance policy; the company to be approved by the City Controller, and the amount of the policy to be not less than Ten Thousand (\$10,000.00) dollars, and that the permission to use the second floor of the market house may be cancelled on written notice at any time from the Bureau of City Property of the Department of Public Works.

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 7. Noes none.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Mr. Demmler presented

No. 4524. Report of the Committee on Public Service and Surveys for October 8, 1935, transmitting an

ordinance to council.

Which was read, received and filed.

Also

Bill No. 4315. An Ordinance entitled, "An Ordinance evidencing the consent of the City of Pittsburgh to the entry upon and use by Allegheny County Authority of property owned by the City of Pittsburgh in the Eleventh ward thereof, between the Allegheny river and Washington boulevard in Highland park, and of a portion of Highland park, for the purpose of constructing and maintaining a bridge, with the approaches thereto, across the Allegheny river, to be known as 'Highland Park Toll Bridge,' from the City of Pittsburgh to the Township of O'Hara, in substantial conformity with a certain plan; prescribing the terms and conditions of such consent, entry and use; providing for the ultimate conveyance of said highway bridge to the County of Allegheny, and providing for the enactment by the City of Pittsburgh of any and all legislation necessary to make effective such consent, terms, conditions, entry, and use, and where necessary or desirable for the purposes thereof, to require all public service companies at their own expense to make all changes that may be necessary of and in relation to the property and facilities owned by them."

In Public Service and Surveys Committee, Oct. 8, 1935, Read and amended in Sections 1, 5 and 8 by striking out and by inserting, as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. McArdle asked the Clerk if there was a copy of the plan attached, of

which reference was made in the ordinance.

And the Clerk stated
That there was.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 4525. Report of the Committee on Public Welfare for October 8, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4452. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of One (1) Centrifugal Pump for the Pittsburgh City Home and Hospital at Mayview, Pa., and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

The **Chair**, at this time, presented
No. 4526.

City of Pittsburgh,
Office of the Mayor,
October 14, 1935.

To the President and Members
of City Council.

Gentlemen:—

I am returning herewith without my approval Bill No. 4368, as this matter can be taken up in the budget.

There is no need for separate action before the first of January.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

Also

Bill No. 4368. An Ordinance entitled, "An Ordinance creating and establishing in the Department of Public Welfare a Bureau to be known as the Bureau of Home and Family Relief."

In Council, Oct. 2nd, 1935, Bill read, committee amendment agreed to, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

The **Chair** also presented
No. 4527.

City of Pittsburgh,
Office of the Mayor,
October 9, 1935.

To the President and Members
of City Council.

Gentlemen:—

In view of the fact that you have taken no action on the appointment of Rev. Peter V. Tkach to the position of Chairman of the Traction Conference Board, which I consider tantamount to a rejection, I am withdrawing his name from further consideration of your Honorable Body.

I have the honor to inform you that I have appointed, subject to your approval, Thomas H. Hester, 2630 Pioneer avenue, to the position of Chairman of the Traction Conference Board, and would ask for an immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR,

Mayor.

Which was read, and on motion of
Mr. McArdle, received and filed.

Mr. Kane moved

That the Minutes of the Council of Saturday, October 5th, and of Monday, October 7th, 1935, be approved
Which motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Friday, October 18, 1935

No. 52.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL.

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Friday, October 18th, 1935.

Council met pursuant to the following call:—

Pittsburgh, Pa.,
October 15, 1935.

Mr. Robert Clark,
Clerk of Council.
Dear Sir:—

Please call a special meeting of Council for Friday, October 18, 1935, at 1:30 o'clock, P. M., for the consideration of such business as may come before the meeting.

Very truly yours,

ROBT. GARLAND,

President of Council.

Which was read, received and filed.

Present:—Messrs.

Demmler

Kane

Evans

Garland (Pres't)

Gallagher

Absent:—Messrs.

Anderson

Magee

Huston

McArdle

PRESENTATIONS.

Mr. Kane (for Mr. McArdle) presented No. 4528. An Ordinance making an appropriation for the purpose of providing food, clothing, fuel, shelter, shoes and shoe repairs, light, oil, oil lamps and electric light, heat, drugs for district physicians, filling of prescriptions, eye glasses, cod-liver oil, medical appliances, hospitalization for acute illnesses, car-fare to provide transportation to ambulatory cases attending clinics, stoves and stove parts, mattresses, household furniture, repairs to houses, burials for and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support.

Also

No. 4529. An Ordinance fixing the interest rate of Two and one-quarter (2¼%) per centum per annum on Five hundred thousand (\$500,000.00) dollars Public Welfare Relief Bonds 1935, which were sold by the Mayor and the City Controller on October 15th, by authority of Ordinance No. 227, which became a law August 12th, 1935.

Which were read and referred to the Committee on Finance.

Mr. Evans presented

No. 4530. Resolution authorizing and directing the City Controller to set aside the sum of \$100.00 from Code Account No. 42, Contingent Fund, for the purpose of paying for fuel to be used by the flyers coming to this City to participate in the events to be held at the City-County Airport on October 19th and 20th, 1935, under the auspices of the Committee of the Air Progress Exhibition, and authorizing the issuing of warrants not to exceed

the said sum of \$100.00, on vouchers properly sworn to by Dallas B. Sherman, Secretary of the Aero Club of Pittsburgh, and approved by the Committee on Finance.

Which was read and referred to the Committee on Finance.

MOTIONS AND RESOLUTIONS.

Mr. Kane moved

That the Police Research Commission be requested to notify Council if it will be in a position to conduct hearings on the alleged charges leading up to the dismissal of Police Inspector John T. Vincent.

Mr. Kane said:

Mr. President:— I would like to remark that the Police Research Commission, so far as the records are concerned, has not been dismissed by Council.

Serious charges have been made against one of the leading statesmen of the United States—Congressman Moritz—and in all fairness to the Congressman, I think he is entitled to a hearing either before Council or the

Police Research Commission, to make answer to the charges made by a police inspector.

This courtesy is due the Congressman. He has made a wonderful record in Congress, and is one of the greatest men sent there since the time of Patrick Henry. Therefore, he should be given an opportunity to answer the charges made against him.

An the question recurring on the adoption of the motion as offered by Mr. Kane.

The motion prevailed.

Mr. Kane also moved

That the Director of the Department of Public Safety be requested to notify Council as to whether or not the dismissal of Police Inspector John T. Vincent was made in the legal manner.

Which motion prevailed.

And there being no further business before the meeting, the Chair declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, October 21, 1935

No. 53.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Monday, October 21, 1935.

Council met.

Present:—Messrs.

Anderson Houston

Demmler Kane

Evans McArdle

Gallagher Garland (Pres't)

Absent:—Mr. Magee

PRESENTATIONS

Mr. Anderson presented

No. 4531. Resolution authorizing the issuing of a warrant in favor of Louis Keebler, Lieutenant of Police, in the sum of \$39.00, reimbursing him for amount paid to the Mercy Hospital for services rendered due to injuries received while on duty as a member of the Bureau of Police, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Also

No. 4532. Resolution authoriz-

ing the issuing of a warrant in favor of Martin J. Flaherty, 5713 Reynolds street, in the sum of \$53.00, reimbursing him for amount paid to the Mercy Hospital for services rendered due to injuries received while on duty as a member of the Bureau of Police, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which were read and referred to the Committee on Finance.

Mr. Demmler presented

No. 4533. An Ordinance vacating South Winebiddle street, in the Eighth ward of the City of Pittsburgh, from Cypress street to the right of way line of the Pennsylvania Railroad, abandoning a certain water line located on South Winebiddle street between said points, reserving to the City the right to enter upon said South Winebiddle street after vacation, and providing certain terms and conditions.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Demmler, by request, presented

No. 4534. An Ordinance amending Section 1 of an Ordinance, entitled, "An Ordinance to provide for the arrest and punishment of persons guilty of keeping or visiting disorderly houses, gambling houses, houses of prostitution, and other disorderly or unlawful establishments, under Article XIX, Section 3, Paragraph XLIII of the Act of Assembly, approved the 7th day of March, A. D. 1901, entitled, 'An Act for the government of Cities of the second class'", approved July 7, 1934, by excluding from the provisions thereof all organizations of a charitable, religious and educational nature.

Which was read and referred to the Committee on Public Safety.

Mr. Gallagher presented
No. 4535. Resolution authorizing and directing the City Controller to transfer the sum of Five Thousand (\$5,000.00) Dollars from Code Account , to Code Account 1335. Repairs, Pittsburgh City Home and Hospitals, Mayview, Pennsylvania.

Also
No. 4536. Resolution authorizing and directing the City Controller to make the following transfer of funds within the Department of Public Welfare:—

FROM CODE ACCOUNTS	
1303, Supplies, General Office,	\$ 500.00
1307, Supplies, District Physicians,	5,000.00
1325, Salaries, Regular Employees, City Home and Hospitals, Mayview,	3,000.00
1336, Metal Shelving, City Home and Hospitals, Mayview,	535.00
	<hr/>
	\$9,035.00

TO CODE ACCOUNTS	
1326, Wages, Regular Employees, City Home and Hospitals, Mayview	\$2,935.00
1333, Materials, City Home and Hospitals, Mayview,	6,100.00
	<hr/>
	\$9,035.00

Also
No. 4537. An Ordinance supplementing Section 34, Mayview Coal Mine, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", which became a law January 2nd, 1935, and the various supplements thereto and amendments thereof.

Which were severally read and referred to the Committee on Finance.

Also
No. 4538. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Tables and Chairs for the Pittsburgh City Home and Hospitals, Mayview, Pa., and providing for the payment thereof.

Also
No. 4539. An Ordinance providing for the letting of a contract for the furnishing of a new Power Line for the Coal Mine at the Pittsburgh City Home and Hospitals, Mayview, Pa., and providing for the payment thereof.

Also
No. 4540. An Ordinance authorizing the issuance of a warrant in payment for emergency services and work done without previous authority of Law, by George H. Soffel Company, in the sum of One Hundred Eighty Eight and 53/100 (\$188.53) Dollars.

Which were severally read and referred to the Committee on Public Welfare.

Also
No. 4541. An Ordinance amending a portion of Section 1 of an ordinance entitled, "An Ordinance amending a portion of an ordinance creating and establishing temporary positions in the Department of Public Welfare required for the preparation of plans and specifications for improvements at the City Home and Hospitals at Mayview, Pa., fixing the compensation therefor and providing for the payment thereof", approved September 14, 1935.

Which was read and referred to the Committee on Finance.

Mr. Huston presented
No. 4542. Protest of property owners and residents against the closing of Hays street, between Beatty street and Euclid avenue, for a play zone.

Which was read and referred to the Committee on Public Works.

Mr. Kane presented
No. 4543. An Ordinance authorizing and directing the construction of a public sewer on Otis way, from a point about 170 feet west of Acorn street to the existing sewer on Acorn street, including, as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4544. Petition for the resurfacing of Enon way, 17th Ward.

Also

No. 4545. Communication from the Department of Public Works relative to extra work on the contract for alterations at the Herron Hill Pumping Station, amounting to \$235.00.

Also

No. 4546. Petition for the construction of steps from Bonifay (formerly Baldauf) street to Crossman street, and repairs to the boardwalks and streets from Yard way and Shamokin street to Oporto street, 17th Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4547. Communication from John F. Laboon, District Director, Works Progress Administration, advising of approval by Washington to proceed with construction of certain City of Pittsburgh projects, and urging the City's signature to necessary papers.

Which was read and referred to the Committee on Finance.

Also

No. 4548. Communication from the Police Research Commission expressing its willingness to undertake further investigation of conditions prevailing in the Police Bureau provided it secures Council's Cooperation.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 4549. Resolution authorizing and directing the City Controller to make the following transfers:

FROM CODE ACCOUNT

No. 1443, Salaries, Regular Employees, Bureau of Police, \$7,000.00

TO CODE ACCOUNTS

No. 1080, Litigation against Public Service Companies, Department of Law, \$3,500.00

No. 1496, Equipment, Bureau of Traffic Planning, 2,500.00

No. 1633, Wages, October to December, Repairing Highways, \$ 750.00

No. 1635, Materials, Repair-Highways, 250.00,

and providing that the transfers to Code Account Nos. 1633 and 1635 are to be used for the cost of an entrance for vehicular traffic on Wellington street at Eleanor street, and authorizing and directing the Director of the Department of Public Works to proceed with said improvement.

Also

No. 4550. Resolution authorizing and directing the City Controller to transfer the sum of \$4,125.00 from Code Account No. , to Code Account No. 1093, Salaries, Board of Assessors.

Also

No. 4551. An Ordinance directing the City Controller to set aside several amounts from various Bond Issue Accounts to various Construction Accounts in the Bureau of Water.

Also

No. 4552. Resolution authorizing the City Solicitor to file a formal complaint with the Public Service Commission against the Duquesne Light Company, and to employ expert assistants to obtain evidence in connection with the prosecution of said complaint, and to expend \$5,000, and charging same to Code Account No. 1080.

Also

No. 4553. Resolution authorizing and directing the City Controller to transfer the sum of \$2700.00 from Code Account No. 1069, Miscellaneous Services, Collector of Delinquent Taxes, as follows:—

\$2500.00 to Code Account No. 1068, Salaries, Temporary Employees;

200.00 to Code Account No. 1071, Supplies.

Also

No. 4554. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Code Account No. 1021, Mayor's Contingent Fund, to Code Account No. 1030, Supplies, Traffic Court.

Also
No. 4555. Resolution authorizing and directing the City Controller to transfer the sum of \$1500.00 from Code Account 1228, Salaries, Tuberculosis Hospital, to Code Account 1233, Repairs, Tuberculosis Hospital, additional to the present set-up of \$3,000.00.

Also
No. 4556. Resolution authorizing and directing the City Controller to make the following transfers in the Bureau of Water accounts:—

FROM
Account No. 1750, Soda Ash
& Chlorine, \$1600.00
TO
Account No. 1781, Temporary
Laborers (Oct. to Dec. 1935), \$ 700.00
Account No. 1783, Miscellaneous Services, 500.00
Account No. 1784, Supplies, 200.00
Account No. 1785, Materials, 200.00
\$1600.00

Also
No. 4557. Resolution authorizing and directing the City Solicitor to accept the sum of \$400.00 in full settlement of the balance due on the liens filed at M. L. D. Nos. 21 and 22 January Term, 1932, against two lots owned by Harry N. Venzer and Gussie Venzer, referred to as V-55 and V-56 in the proceeding at 538 January Term, 1931, in connection with the Grading, Paving and Curbing of Fallowfield Ave., from Crane Ave., to Bayonne Ave., 19th Ward, interest and costs, and charging the costs to the City of Pittsburgh.

Also
No. 4558. Resolution declaring. In pursuance of an Act of Assembly of the Commonwealth of Pennsylvania, approved April 26, 1933, certain property beginning on the easterly side of Ensign avenue at the first angle south of Intervale street, is no longer needed or required or useful for park purposes for public use, and that the same be sold to John L. Lewis and M. P. Garrigan, the persons who owned said property at the time it was condemned by the City, so as to promote the development of adjacent land and to

make it more productive for tax purposes.

Also
No. 4559. Resolution authorizing the issuing of a warrant in favor of St. Joseph's Protectory in the sum of \$17,500.00, in full settlement of damages to its property effected by the widening and change of grade of Protectory place as authorized under Ordinance No. 67, approved March 7, 1935, and Ordinance No. 201, approved July 22, 1935, upon the execution of a release by the said claimant to the City of Pittsburgh in a form approved by the City Solicitor, and charging the same to Code Account No.

Also
No. 4560. Communication from the City Treasurer submitting statement of collection of delinquent taxes for the period October 1st to 15th; also statement of accounts of the City Solicitor.

Also
No. 4561. Communication from the Department of Public Works relative to the acquisition of the A. F. Abel and T. W. Long property in the 19th and 20th Wards for playground purposes.

Also
No. 4562. Communication from C. A. Murphy asking that City employes receiving less than \$1800.00 a year be given an increase in salary.

Which were severally read and referred to the Committee on Finance.

The Chair presented
No. 4563. Communication from Pittsburgh Field Division, U. S. N. R. Old Federal Bldg., requesting appropriation for the maintenance of this Division for the year 1936.

Also
No. 4564. Communication from Col. W. R. Dunlap, 176th Field Artillery, requesting annual appropriation for the support and maintenance of the National Guard Units of the 176th Field Artillery for the year 1936.

Also
No. 4565. Communication from

Joseph F. Moore, Principal, Brookline and West Liberty schools, relative to acquiring additional land adjacent to the Joseph F. Moore recreation center, in the 19th Ward.

Also

No. 4566. Communication from the Anti Nazi Federation of Pittsburgh requesting a hearing on the matter of opposing the entry of the United States in the Olympic games in Germany.

Which were severally read and referred to the Committee on Finance.

Also

No. 4567. An Ordinance providing for the letting of a contract or contracts for the furnishing of traffic equipment for the Bureau of Traffic Planning, Department of Public Safety.

Which was read and referred to the Committee on Public Safety.

Also

No. 4568. Communication from O. H. Fink, 3013 Preble avenue, N. S., requesting a reduction in the assessed valuation of his property.

Also

No. 4569. Petition for compensation and allowance by Susan Carbons and Raymond Carbons, her husband, due to the injuries sustained by the said Susan Carbons while riding in a street car which collided with a sweeper machine belonging to the City of Pittsburgh on June 2, 1933, about 300 feet West of Dallas avenue.

Also

No. 4570. Resolution authorizing and directing the proper officers of the City of Pittsburgh to advertise for bids and to award a contract or contracts to the lowest responsible bidder or bidders for three busses to be used temporarily as jitneys between Thirtieth and Carson streets and the City-County building on Grant street, and authorizing the issuing of a warrant or warrants in favor of the payee or payees selling said busses to the City, and charging the same to Code Account No.

Which were severally read and referred to the Committee on Finance.

Also

No. 4571. Communication from Archibald Alston, 43 Florence avenue, Bellevue, relative to the condition of Valley View avenue, 26th Ward, also requesting water and sewer lines.

Which was read and referred to the Committee on Public Works.

Also

No. 4572. Petition for improvement of Hartford street, from Fritz street to Brownsville avenue.

Which was read and referred to the Committee on Public Works, and hearing arranged for Wednesday, October 23, 1935, at 2:00 P. M.

Also

No. 4573. Communication from the Duquesne Brewing Co., S. 22nd and Mary Sts., requesting permission to build a loading platform twelve feet beyond property line in front of proposed new storage building on Mary street, and requesting the paving of Mary street, from S. 22nd to S. 23rd Streets.

Also

No. 4574. Communication from George Bros., Peoples Bank building, relative to the repaving of Mintwood street.

Which were read and referred to the Committee on Public Works.

Also

No. 4575. Communication from A. & B. Smith Company, 633 Smithfield street, relative to allowing customers to park in front of their place of business.

Also

No. 4576. Report of the Department of Public Safety relative to the dismissal of John T. Vincent as a Police Inspector.

Also

No. 4577. Communication from Mrs. Jennie Newcomer, 301 Meyran avenue, complaining of nuisance caused by mischievous boys.

Also

No. 4578. Communication from Local Union No. 6, International Union of Elevator Constructors, favoring the

passage of Bill No. 3223, known as elevator regulations.

Also

No. 4579. Communication from National Highway Traffic Study Association West of Pittsburgh, Municipal Bldg., Crafton, Pa., relative to placing signs to remedy traffic complications at the traffic circle in the West End.

Also

No. 4580. Communication from E. F. Strickler, 621 N. Euclid avenue, protesting against the granting of permission to play ball on Hays street, between Euclid avenue and Beatty street, 11th Ward.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 4581. Communication from C. B. Nixon, Attorney-at-Law, Standard Life Bldg., "representing the heirs of R. M. Curry, deceased, and Mr. and Mrs. Ivan Bucar, offering tract of land, consisting of about 80 acres, situate in Jefferson Township, Allegheny County, for use as a dumping area for incinerator ashes and refuse.

Which was read and referred to the Committee on Finance.

Mr. Kane presented

No. 4582. Communication from R. G. Fiscus, Attorney for Frank Hill, et al., offering property on Mifflin road, 31st Ward, for an incinerator site.

Which was read and referred to the Committee on Finance.

Mr. Huston presented

No. 4583. An Ordinance amending a portion of Section 40, Department of Public Safety, Bureau of Fire, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935, and the several amendments thereof and supplements thereto.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4584. Report of the Committee on Finance for October 15, 1935, transmitting two ordinances and sundry resolutions to council.

Which was read, received and filed.

Also

Bill No. 4223. An Ordinance entitled, "An Ordinance authorizing the issuing of a warrant in favor of George Boxheimer in the sum of \$250.00, in payment for stenographic services furnished to the Police Research Commission."

In Finance Committee, Oct. 15, 1935. Read and amended in Section 1 by inserting as shown in red, and in the title by adding the following:—"a warrant in favor of M. A. Sanders in the sum of \$350.00, for services as Secretary to the Police Research Commission, and a warrant in favor of Dennis J. Mulvihill in the sum of \$500.00, for services as Counsel to the Police Research Commission," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Noes:—Mr. Demmler.

Ayes 7. Noes 1.

And there being two-thirds of the

votes of Council in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 4500. An Ordinance entitled, "An Ordinance amending Section 75, Bureau of Water, Herron Hill Pumping Station, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935."

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4501. Resolution authorizing the issuing of a warrant in favor of John H. Smith, Engineer, in the sum of \$1560.00, for services rendered by him up to August 1, 1935, under the direction, supervision and with the approval of the City Solicitor, pursuant to Ordinance of Nov. 17, 1934, and charging the same to Code Account No. 1080.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4499. Resolution directing the Department of Assessors to exonerate the City taxes for the year 1936 assessed against tract of land in 32nd Ward, fronting on Whited street and Milan avenue, used as a playground by the City, owned by John Marloff.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4505. Resolution authorizing and directing the City Controller to transfer the following sums amounting in the aggregate to \$13,750.00, within the Bureau of Highways & Sewers, Bureau of Light and the Director's office, Department of Public Works:—

FROM CODE ACCOUNTS

1500, Salaries, Director's Office, D. P. W.,	\$ 1,500.00
1793, Miscellaneous Services, Bureau of Light,	12,250.00
	<hr/>
	\$13,750.00

TO CODE ACCOUNTS

1646, Wages, Boardwalks, & Steps, Bureau of Highways & Sewers,	\$ 6,875.00
1647, Materials, Boardwalks & Steps, Bureau of Highways & Sewers,	6,875.00
	<u>\$13,750.00</u>

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4506. Resolution authorizing and directing the City Controller to make the following transfers in the Bureau of Water Accounts:

FROM CODE

Account No. 1750, Soda Ash & Chlorine, Filtration Division,	\$2,500.00
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TO CODE

Account No. 1761, Wages, Temporary Employees, Mechanical Division,	\$1,500.00
Account No. 1771, Supplies, Mechanical Division,	100.00
Account No. 1772, Materials, Mechanical Division,	900.00

TOTAL \$2,500.00

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4507. Resolution authorizing and directing the City Controller to transfer the sum of \$200.00 from Code Account 1944, Supplies, and \$100.00 from Code Account 1947, Equipment and Machinery, to Code Account 1948, Structural and Non-structural Improvements, Bureau of Tests.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4508. Resolution authorizing and directing the City Controller to transfer the sum of \$400.00 from Code Account No. 1506, Salaries, Chief Engineer's Office, to Code Account No. 1519, Miscellaneous Services, Div. of Accounting.

In Finance Committee, Oct. 15, 1935. Read and amended by adding at the end of the resolution, the following:—"and the sum of \$500.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1009, Taxicab Fund," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle also presented

No. 4585. Report of the Committee on Finance for October 18, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4528. An Ordinance entitled, "An Ordinance making an appropriation for the purpose of providing food, clothing, fuel, shelter, shoes and shoe repairs, light, oil, oil lamps and electric light, heat, drugs for District Physicians, filling of prescriptions, eye glasses, cod liver oil, medical appliances, hospitalization for acute illnesses, car-fare to provide transportation to ambulatory cases attending clinics, stoves and stove parts, mattresses, household furniture, repairs to houses, burials for and otherwise assisting residents of the City of Pittsburgh, who are without adequate means of support."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time

and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4529. An Ordinance entitled, "An Ordinance fixing the interest rate of Two and one-quarter (2¼%) per centum per annum on Five hundred thousand (\$500,000.00) dollars Public Welfare Relief Bonds 1935, which were sold by the Mayor and the City Controller on October 15th, by authority of Ordinance No. 227, which became a law August 12th, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

The Chair, at this time introduced Mr. William H. Colvin, Assistant District Attorney, who stated

That a preliminary hearing will be held in the District Attorney's office on Wednesday, October 23, 1935, at 10:30 A. M., relative to the request of Council for mandamus proceedings to be instituted against Mayor McNair.

Mr. McArdle moved

That all the members of Council be notified in writing of the meeting in the District Attorney's office on Wednesday morning, Oct. 23, 1935, at 10:30 o'clock relative to the request for the institution of mandamus proceedings against Mayor McNair, and that each member endeavor to be present.

Which motion prevailed.

Mr. Kane presented

No. 4586. Report of the Committee on Public Works for October 15, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also

Bill No. 4407. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Maurice street, Second avenue and private property of C. G. Hussey & Company, from the existing sewer on Maurice street at Rock street to the Monongahela river, with a branch relief sewer on the southwest sidewalk of Second avenue, and the construction of drainage improvements in the Maurice Street Drainage Basin, including as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of Fifty-five thousand (\$55,000.00) dollars for the payment of the cost of said work, and Three thousand (\$3,000.00) dollars for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Fifty-eight thousand (\$58,000.00) dollars from

In Public Works Committee, Oct. 15, 1935, Bill read and amended in Section 2 by striking out and by inserting, as shown in red, and in the title, after the words "cost of said work" by inserting the words "from Code Account No. 1556, Emergency Appropriation,"

and by striking out the words "amounting in the aggregate to Fifty-eight thousand (\$58,000) dollars" and by inserting in blank space at end of title, the words "Code Account No. 1556-1, Engineering Expenses, Emergency, Maurice Street Sewer," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Kane moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 4460. An Ordinance entitled, "An Ordinance amending an Ordinance entitled, 'An Ordinance granting unto the Sterling Land Company, its successors and assigns, the right to construct, maintain and use two 6" conduits under and across Hobart street and one 6" conduit under and across Kamin street, for the purpose of conveying steam and hot water from a central heating plant to twenty-four buildings located on Hobart street, Wendover street and Kamin street, 14th Ward, Pittsburgh,' by granting unto the Sterling Land

Company, its successors and assigns, additional rights to construct, maintain and use conduits under and across Hobart street, Wendover street and Kamin street for the purpose of conveying cold water, electricity and gas into and from buildings located on said streets in the Fourteenth ward, Pittsburgh."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 4587. Report of the Committee on Public Service and Surveys for October 15, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4493. An Ordinance entitled, "An Ordinance re-fixing the width and position of the sidewalks and roadway, and re-establishing the grade of Baker street, from Jancey street to Butler street."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time

and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4494. An Ordinance entitled, "An Ordinance re-establishing the grade of Jancey street, from Gael way to Baker street."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Huston presented

No. 4588. Report of the Committee on Health and Sanitation for October 15, 1935, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4498 Resolution authorizing and directing the Mayor and the Council of the City of Pittsburgh

to urge the Attorney General of Pennsylvania, the Pennsylvania Department of Health, and/or the State Sanitary Water Board to take such steps as are necessary to provide prompt, reasonable and continuous relief from the effects of water pollution to those communities lying along the Allegheny river and its tributaries.

Which was read.

Mr. **Huston** moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. **Demmler**, at this time obtained leave, and presented

No. 4589. Resolution directing the President of Council to appoint a committee of one or more members of the Council to sit in the proposed hearing before the Public Service Commission relative to rates of the Pittsburgh Motor Coach Company; that notice be given to said Company of all hearings, together with a copy of the complaint and notice of the intention of Council to fix such rate as may be deemed fair and reasonable, and providing that the committee shall report its findings back to Council for the purpose of enabling that body to pass an ordinance establishing a fair rate for bus transportation, as authorized by the Act of 1915.

Which was read and referred to the Committee on Finance.

The **Chair** presented

No. 4590.

City of Pittsburgh,
Office of the Mayor,
October 17, 1935.

To the President and Members
of City Council.
Gentlemen:—

In view of the fact that you have taken no action on the appointment of Thomas H. Hester to the position of Chairman of the Traction Conference Board, which I consider tantamount to a rejection, I am withdrawing his name from further consideration of your Honorable Body.

I have the honor to inform you that I have appointed, subject to your approval, Peter Reskovac, 1526 Page street, to the position of Chairman of the Traction Conference Board and would ask for immediate confirmation of the same.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read.

Mr. **McArdle** moved

That the communication be received and filed.

Which motion prevailed. (Mr. Demmler voting NO).

Also

No. 4591.
City of Pittsburgh,
Office of the Mayor,
October 17, 1935.

To the President and Members
of City Council.
Gentlemen:—

In view of the fact that you have taken no action on the appointment of Mr. John F. O'Toole to the position of Member of the Traction Conference Board, which I consider tantamount to a rejection, I am withdrawing his name from further consideration of your Honorable Body.

I have the honor to inform you that I have appointed, subject to your approval, Mr. George Stepanovich, 2312 Sidney street, in the place of Mr. Ralph Smith, removed, and would ask for an immediate confirmation of the same.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read, and on motion of Mr. **Anderson**, laid on the table.

Also

No. 4592.
City of Pittsburgh,
Office of the Mayor,

October 21, 1935.

To the President and Members
of City Council.
Gentlemen:—

I have the honor to inform
you that I have appointed, subject to
your approval, A. Arthur Boscia, 326
Emerson street, as a member of the
Board of Property Assessors.

Sincerely yours,

WM. N. McNAIR,
Mayor.

Which was read, and on motion of
Mr. McArdle, referred to the Commit-
tee on Finance.

Also

No. 4593.

City of Pittsburgh.

Office of the Mayor,

October 21, 1935.

To the President and Members
of City Council.

Gentlemen:—

I have the honor to inform
you that I have appointed, subject to
your approval, Miss Julia M. Doyle,
Plaza building, as a Member of the
Board of Adjustment, to fill the va-
cancy caused by the removal of A. G.
Holmes.

Sincerely yours,

WM. N. McNAIR,
Mayor.

Which was read, and on motion of
Mr. McArdle, referred to the Commit-
tee on Finance.

Also

No. 4594. Resolution authoriz-
ing the issuing of warrants in full
settlement of all claims which they
may have against the City of Pitts-
burgh for property damages to their
respective properties located on Saline
street, Boundary street and Four Mile
Run road in said City by reason of the
flooding of the said respective prop-

erties from overflowing of sewers in
May, 1934, and charge the same to
Code Account No. 42, Contingent Fund,
as follows:

John Homa for \$110.00, Anthony
Onorato for \$35.00, Michael Skora
for \$233.00, Steve Mitro, Sr., for
\$500.00, Anna Almash for \$129.00,
Claudia Almash for \$85.00, John
Chergi for \$35.00, Joseph Dugas for
\$116.00, Mary Vasko for \$325.00,
Stephen Mitro, Jr., for \$125.00,
Andrew Charnyak for \$250.00,
Mary Hussar for \$61.00, John Onda
for \$21.00, Michael Sherenka for
\$175.00, John Politowski for \$50.00,
Pedro DiPietro for \$200.00, Mrs.
Verner Valentino for \$75.00, An-
drew Gavula for \$125.00.

Which was read and referred to the
Committee on Finance.

Mr. Kane stated

That the Budget Controller
had endeavored to get a list of the
furloughed city employes from the De-
partment of Public Works, and was
told it would be necessary for him to
have a letter from the City Clerk to
obtain this information.

Mr. Kane moved

The Clerk notify the heads of
the several departments to furnish the
list of furloughed employes as per
motion in Finance Committee adopted
at the meeting of Oct. 15, 1935.

Which motion prevailed.

Mr. Huston moved

That the Minutes of Council of
Monday, October 14th, and of Friday,
October 18th, 1935, be approved.

Which motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, October 28, 1935

No. 54.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Monday, October 28, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Denmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

Mr. Anderson presented

No. 4595. Communication from the Bureau of Police, Department of Public Safety, relative to damage to police motorcycle operated by Motorcycle Patrolman Edward J. Arthur.

Which was read and referred to the Committee on Finance.

Also

No. 4596. Petition for construction of sidewalk on Alverado street,

19th Ward, between Hampshire avenue and Coast avenue.

Which was read and referred to the Committee on Public Works.

Also

No. 4597. An Ordinance to amend Section 2 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof", approved October 3, 1922, as amended and supplemented, by adding thereto certain designated paragraphs further regulating the use and operation of vehicles on the streets of the City of Pittsburgh, supplementing certain designated paragraphs of Section 2 and of Section 3 of said Ordinance, by adding designated streets thereto, and repealing portions of certain designated paragraphs of Section 2 by eliminating certain designated streets therefrom.

Also

No. 4598. Petition for the installation of a traffic signal light at the intersection of East street and Elmira street.

Which were read and referred to the Committee on Public Safety.

Also

No. 4599. Communication from the Department of Public Safety advising of institution of 60-day trial, effective November 6, 1935, of unrestricted parking on Roup street, between Baum boulevard and Stratford avenue, both sides.

Which was read, received and filed.

Also

No. 4600. Communication from the Department of Public Safety ad-

vising of institution of 60-day trial, effective November 6, 1935, of repeal of the parking restrictions on Fairmount street, between Harriett street and Friendship avenue, and substituting a new trial of unrestricted parking on Fairmount street, between Friendship avenue and a point 280 feet north of Roup street, both sides.

Which was read, received and filed.

Mr. Demmler presented

No. 4601. An Ordinance granting unto John G. Fencah the right and privilege to construct, maintain, use and operate a cellar door entrance 4 x 5 feet, adjoining his property at No. 3242 Brighton road, in the 27th Ward, City of Pittsburgh, Penna., said cellar door entrance being located 29.50 feet southwardly from the southerly line of Woods Run avenue and 4.00 feet therefrom.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 4602. Resolution authorizing and directing the Department of Law to request Mr. Edward N. Jones, State Administrator of the Works Progress Administration, to furnish not less than fifteen (15) engineers of satisfactory qualifications to work under the direction of the Department of Law in preparing an inventory of the assets of the Duquesne Light Company for a rate case.

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 4603. An Ordinance providing for the letting of a contract or contracts for the furnishing of Bed Spreads and Blankets for the Pittsburgh City Home and Hospitals at Mayview, Pa., and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Also

No. 4604. An Ordinance supplementing Section 34, Mayview Coal Mine, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate

of compensation thereof", approved January 2nd, 1935, and the various supplements thereto and amendments thereof.

Which was read and referred to the Committee on Finance.

Mr. Evans presented

No. 4605. Resolution authorizing the City Solicitor to make a settlement of the claim of the City against the property of Albert C. Shipley, at No. 22 Fairland avenue, 32nd Ward, for the sum of \$200.00, and upon payment of said sum and the further payment of all taxes up to date against the property, to satisfy in full the grading, paving and curbing claim of \$450.00.

Which was read and referred to the Committee on Finance.

Also

No. 4606. Communication from residents of the North Side requesting steps from Perrysville avenue to Wabana street.

Which was read and referred to the Committee on Public Works.

Mr. Kane presented

No. 4607. An Ordinance evidencing the consent of the City of Pittsburgh to the entry upon and use by Allegheny County Authority and/or the County of Allegheny of portions of Banksville road (or avenue) and such other streets and alleys as may be affected thereby for the purpose of reimproving said Banksville road (or avenue) and extending it from the intersection of Saw Mill Run boulevard, Woodville avenue and Banksville road (or avenue) to the southern line of the City of Pittsburgh where it adjoins the Borough of Dormont at or near Mattern avenue, in conformity with a certain plan; prescribing the terms and conditions of such consent, entry and use; transferring to Allegheny County Authority and/or the County of Allegheny title to the said highway when completed; providing for its ultimate conveyance to the County of Allegheny if constructed by Allegheny County Authority; and providing for the enactment by the City of Pittsburgh of any and all legislation necessary to make effective such consent and the terms and conditions of the

entry and use by, and necessary or desirable to acquire, for Allegheny County Authority and/or the County of Allegheny, the highway, land and interests therein required for the improvement, and necessary or desirable to require all public service companies, public utilities and private parties at their own expense to make all changes that may be necessary of and in relation to the property and facilities respectively owned by them.

Also

No. 4608. An Ordinance widening portions of Fifth avenue, in the 4th Ward of the City of Pittsburgh, between De Soto street and a point 100.0 feet East of the East line of South Craig street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Also

No. 4609. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of the existing fifteen inch Terra Cotta pipe sewer on Portman avenue from a point about 180 feet south of Wabana street to a point about 575 feet south of Wabana street, including, as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of One Thousand Eight Hundred (\$1,800.00) Dollars for the payment of the cost of said work, and Two Hundred (\$200.00) Dollars for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Two Thousand (\$2,000.00) Dollars from Bond Fund No. 122, General Improvement Bonds, 1934.

Also

No. 4610. Communication from the Department of Public Works relative to the improvement of Brahm street, extending from Overbeck street to connect with East street.

Also

No. 4611. Communication from the Department of Public Works ask-

ing authority to use the funds, provided for the construction of the Compromise Street Steps, for the construction of the Toboggan Street Steps running west off Rising Main street.

Which were severally read and referred to the Committee on Public Works.

Mr. Magee presented

No. 4612. An Ordinance providing for the letting of a contract or contracts for the furnishing of Periodicals and Magazines for the Carnegie Free Library of Allegheny during the year 1936, and providing for the payment thereof.

Which was read and referred to the Committee on Parks and Libraries.

Mr. McArdle presented

No. 4613. Resolution authorizing the issuing of a warrant in favor of the Harrison Construction Company for the sum of \$5,684.31 for extra work in connection with their contract for the Grading to a width of forty feet, paving and curbing of McCaslin street, from Greenfield avenue to Bigelow street, including the laying of water lines, Contract No. 2, Filling Mine Working Under Street, and charging the same to Bond Fund No. 293, Streets, 1928.

Also

No. 4614. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Bond Fund 122-24, Sewers, to Bond Fund 122-26, Sealing of Mines.

Also

No. 4615. RESOLVED, That the City Controller be and he is hereby authorized and directed to transfer the following sums, amounting in the aggregate to \$2,977.16, within the Bureau of Highways and Sewers, D. P. W.

FROM:

Code Acct. 1655, Salaries,	
Asphalt Plant	\$ 750.00
Code Acct. 1660, Repairs,	
Asphalt Plant	250.00
Code Acct. 1661, Equipment,	
Asphalt Plant	500.00
Code Acct. 1613, Wages,	
Stables and Yard	500.00

Code Acct. 1623, Wages, Cleaning Highways	581.29
Code Acct. 1632, Wages, Repairing Highways	208.12
Code Acct. 1638, Wages, Cleaning and Repairing Sewers and Sewer Drops	107.85
Code Acct. 1645, Wages, Boardwalks and Steps	79.90
	<hr/> \$2,977.16

TO:

Code Acct. 1659, Materials, Asphalt Plant	\$2,977.16
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Also

No. 4616. Resolution authorizing and directing the Collector of Delinquent Taxes to accept the 1925 City taxes at face and to satisfy the lien against the property of the First Reformed Presbyterian Church, otherwise known as Grant Street Reformed Presbyterian Church, and charging the costs to the City of Pittsburgh.

Also

No. 4617. Resolution authorizing the City Solicitor to accept \$1,800.00 and costs at M.L.D. No. 401 April Term, 1931, in full settlement of claim against the property of Percy C. Smith, being assessment for the grading, paving and curbing of Oak road, from Saw Mill Run boulevard to Walnut street.

Which were severally read and referred to the Committee on Finance.

Also

No. 4618. Petition for the temporary improvement of Montezuma street, from Arbor way to Brainard street; also, 500 feet up Arbor way to Montezuma street.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 4619. Communication from Gribbin Co., 3621 Bulter street, making offer for the purchase of lot owned by the City at the corner of 38th Street and Penn avenue, 6th Ward.

Also

No. 4620. Communication from the Building Owners and Managers'

Association, Oliver Bldg., recommending that the Budget for 1936 be set up on the basis of 100% collections and under a separate heading set up a proper reserve for estimated current collections uncollectable.

Also

No. 4621. Communication from James C. Rea, 2237 Oliver Bldg., relative to exoneration of taxes on property owned by Y.M.C.A. on Forbes street, opposite the Schenley Apartments, which property is used as a playground.

Also

No. 4622. Communication from the Tri-State Authority, 311 Benedum-Trees building, relative to flood control projects.

Also

No. 4623. Communication from Ida S. Angney, R. D. 2, Glenshaw, requesting exoneration of taxes on property owned by her on Blair street, 15th Ward, which property is used for playground purposes and known as Hickman Playgrounds.

Also

No. 4624. Communication from the Chamber of Commerce recommending that, in consideration of the 1936 Budget, Council fix the expected percentage of collections on the basis of 100% and that a new item be set up called "Reserved for uncollected current taxes".

Also

No. 4625. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account 1414, Item C, Supplies, to Code Account 1412, A-3, Wages, Regular Employees, Division of Garage and Repair Shop, and \$1,500.00 from Code Account 1443, A-1, Salaries, Regular Employees, Bureau of Police, to Code Account 1415, D, Materials, Division of Garage and Repair Shop, all within the Department of Public Safety.

Also

No. 4626. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00

from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1081, Petty Claims, Department of Law.

Also

No. 4627. Report of the Department of Law relative to surcharge of Directors of City Departments where employees are illegally taken from or placed on City Payrolls.

Also

No. 4628. Communication from International Brotherhood of Firemen and Oilers relative to change in titles of positions at the Herron Hill Pumping Station under the Bureau of Water.

Also

No. 4629. Communication from the Helping Hand Association, Pittsburgh, relative to the City taking over the operation of its building for the caring of homeless and destitute men, at 437-439 Water street, which the Federal Government and the State Emergency Relief will turn back to them on November 1st, 1935.

Also

No. 4630. Communication from the Bureau of Police, Department of Public Safety, relative to damage to police motorcycle operated by Motorcycle Patrolman Earl Johnston.

Which were severally read and referred to the Committee on Finance.

Also

No. 4631. Communication from E. H. Stumpf, 1437 Cliffview road, claiming he was discriminated against by being compelled to construct a large reinforced concrete wall parallel with Drexel road and a small wall at right angles with Drexel road in the construction of a garage, at an expenditure of about \$1700, when the City later vacated one foot of Drexel road on the opposite side of the street which automatically changes the requirements of the Zoning Ordinance and allows the building of a garage with no additional expense to the property owners.

Also

No. 4632. Communication from Hon. Sara M. Soffel, requesting a hear-

ing on the matter of the application made by the Ritchie heirs to change the zoning law affecting property located at the corner of Wyoming and Greenbush streets, 19th Ward.

Also

No. 4633. Communication from Henry J. Voegtly, 807 Liberty avenue, who owns property at 900 Columbus avenue, N. S., stating that, during heavy rains, water from street sewer backs up into cellar, causing damage to material, furnaces and foundation walls.

Also

No. 4634. Communication from the Board of Trade, 12th District, 14th Ward, relative to boulevard for that district.

Also

No. 4635. Petition requesting a light at the corner of Modoc way and Holly way, 9th Ward.

Also

No. 4636. Communication from J. W. Berberich, 233 Ruxton street, Mt. Washington, relative to sidewalks on Ruxton street, which have recently been paved.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4637. Communication from Roy Greene, 1143 Termon avenue, N. S., Pittsburgh, Pa., relative to transportation, etc.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 4638. Communication from Marguerite S. Milligan, 709 Irwin avenue, N. S., complaining that the copper water conductors on her residence were torn down and taken away on October 18, 1935.

Also

No. 4639. Communication from the 27th Ward Board of Trade, N. S., requesting that the number of battalion chiefs in the Bureau of Fire be not reduced.

Also

No. 4640. Communication from Pennsylvania Transformer Co., 1701 Island avenue, N. S., protesting against any action to reduce the number of men employed in the Bureau of Fire.

Also

No. 4641. Communication from A. B. Samuels, Manager of the Mayfair Hotel, urging the retention of the present personnel in the Bureau of Fire.

Also

No. 4642. Communication from Chas. R. Weltershausen Agency, 603 East Ohio street, N. S., urging the retention of the present number of battalion chiefs in the Bureau of Fire.

Also

No. 4643. Communication from J. E. Newman & Co., 104 Market street, urging the retention of the fire company located on First avenue, as well as the present personnel of the Bureau of Fire

Also

No. 4644. Communication from Pittsburgh Musical Society, 810 Penn avenue, protesting against the reduction in man power in the Fire Department.

Also

No. 4645. Communication from the Building Owners and Managers' Association, Oliver building, stating that Bill No. 3223, Elevator Ordinance, is acceptable in its present form.

Also

No. 4646. Communication from the Reynolds Supply Co., 18 Market street, protesting against the contemplated reduction in the personnel of the Bureau of Fire.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 4647. Communication from the Board of Public Education, urging immediate action in providing shoes and clothing for destitute children attending public schools.

Which was read and referred to the

Committee on Public Welfare.

Also

No. 4648. Communication from the Department of Public Safety advising of institution of 60-day trial, effective November 6, 1935, of One-Hour Parking 9:30 A.M. to 6:00 P.M. on Carson street, between South Twenty-sixth and South Twenty-seventh streets, southerly side.

Which was read, received and filed.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4649. Report of the Committee on Finance for October 22, 1935, transmitting an ordinance and sundry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4583. An Ordinance entitled, "An Ordinance amending a portion of Section 40, Department of Public Safety, Bureau of Fire, of an ordinance entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935, and the several amendments thereof and supplements thereto."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Demmler moved

That the bill be laid on the table.

Upon which motion, Mr. McArdle demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes:—Messrs.

Anderson

Magee

Demmler

Garland (Pres't)

Noes:—Messrs.

Evans

Kane

Gallagher

McArdle

Huston

Ayes 4. Noes 5.

And a majority of the votes of coun-

cil being in the negative, the motion was rejected.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

An on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Evans Kane
Gallagher McArdle
Huston

Noes:—Messrs.

Demmler Garland (Pres't)
Magee

(Mr. Anderson Not Voting)

Ayes 5. Noes 3.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4464. Resolution authorizing the issuing of a warrant in favor of Press C. Dowler in the sum of \$10,100.50, in payment of architectural services in the rebuilding and re-equipping of the North Side Market House, as authorized by Resolution No. 112, approved July 5, 1934, and charging same to Bond Fund No. 121.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson Kane
Demmler Magee
Evans McArdle
Gallagher Garland (Pres't)
Huston

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4530. Resolution authorizing and directing the City Controller to set aside the sum of \$100.00

from Code Account No. 42, Contingent Fund, for the purpose of paying for fuel to be used by the flyers coming to this City to participate in the events to be held at the City-County Airport on October 19th and 20th, 1935, under the auspices of the Committee of the Air Progress Exhibition, and authorizing the issuing of warrants not to exceed the said sum of \$100.00 on vouchers properly sworn to by Dallas B. Sherman, Secretary of the Aero Club of Pittsburgh, and approved by the Committee on Finance.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson Kane
Demmler Magee
Evans McArdle
Gallagher Garland (Pres't)
Huston

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4549. Resolution authorizing and directing the City Controller to make the following transfers:

FROM CODE ACCOUNT:

No. 1443, Salaries, Regular Employees, Bureau of Police, \$7,000.00

TO CODE ACCOUNTS:

No. 1080, Litigation against Public Service Companies, Department of Law, \$3,500.00

No. 1496, Equipment, Bureau of Traffic Planning, 2,500.00

No. 1633, Wages, October to December, Repairing Highways, \$ 750.00

No. 1635, Materials, Repairing Highways, 250.00

The transfers to Code Account Nos. 1633 and 1635 are to provide for the

cost of an entrance for vehicular traffic on Wellington street, at Eleanor street, and authorizing and directing the Director of the Department of Public Works to proceed with said improvement.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4553. Resolution authorizing and directing the City Controller to transfer the sum of \$2700.00 from Code Account No. 1069, Miscellaneous Services, Collector of Delinquent Taxes, as follows:

\$2500.00 to Code Acct. No. 1068, Salaries, Temporary Employees,
\$ 200.00 to Code Acct. No. 1071, Supplies.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4554. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Code Account No. 1021, Mayor's Contingent Fund, to Code Account No. 1030, Supplies, Traffic Court.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4555. Resolution authorizing and directing the City Controller to transfer the sum of \$1500.00 from Code Account 1228, Salaries, Tuberculosis Hospital, to Code Account 1233, Repairs Tuberculosis Hospital, additional to the present set-up of \$8,000.00, for the purpose of meeting bids after re-advertising proposals for the work.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

tion passed finally.

Also

Bill No. 4556. Resolution authorizing and directing the City Controller to make the following transfers in the Bureau of Water:

FROM

Account No. 1750, Soda Ash & Chlorine, \$1600.00

TO

Account No. 1781, Temporary Laborers (Oct. to Dec. 1935), \$ 700.00

Account No. 1783, Miscellaneous Services, 500.00

Account No. 1784, Supplies, 200.00

Account No. 1785, Materials, 200.00

\$1600.00

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4503. Resolution authorizing and directing the City Solicitor to file a complaint with the Public Service Commission of the Commonwealth of Pennsylvania against the Pittsburgh Motor Coach Company, which is operating busses within the City of Pittsburgh under Certificates of Public Convenience issued by said Commission, at the rate of fare of \$.25 per person per trip, which is deemed excessive, unjust and unreasonable, and to employ expert engineers, certified public accountants and such other assistance as he deems necessary, the entire cost of such employment

and expenses not to exceed the sum of \$3,500; and appropriating the sum of \$3,500. for said expenses, and authorizing the issuing of warrant or warrants in favor of the payees named in invoices duly certified and approved by the City Solicitor, and charging the same to Code Account No.

In Finance Committee, Oct. 22, 1935, Read and amended by inserting in blank space at the end of the resolution, the figures, "1080", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 4650. Report of the Committee on Public Works for October 22, 1935, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4140. An Ordinance entitled, "An Ordinance amending an ordinance entitled, 'An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter

erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals, and imposing penalties,' approved August 9, 1923, by changing the Zone Map, Sheet Z—O—O, so as to change from a 'B' Residence Use and Second Area District to a Commercial Use and Third Area District, all that certain property bounded by Southern avenue, Wyoming street, Greenbush street and the present Commercial Use District."

Which was read.

The **Chair** stated

That Judge Soffel had asked for a further hearing on this bill, and if there were no objections, it would be recommitted to the Committee on Public Works.

And there being no objections, the bill was recommitted.

Also

Bill No. 4543. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Ottis way, from a point about 170 feet west of Acorn street to the existing sewer on Acorn street, including, as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. **Kane** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agree-

ably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. **Demmler** presented

No. 4651. Report of the Committee on Public Service and Surveys for October 22, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4314. An Ordinance entitled, "An Ordinance vacating Jason way, from Paw Paw way southeastwardly for the distance of 254.77 feet; Paw Paw way, from Glenwood avenue to Penrose street; Penrose street, from Mansion street to the first angle southeastwardly therefrom, and Rosebud street, from Johnston avenue southwardly for the distance of 110 feet, as laid out and dedicated in a 'Plan of Streets in Blair Athole.'"

Which was read

Mr. **Demmler** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being three fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of As-

sembly of May 22, 1895, and the several supplements thereto.

Mr. Anderson presented

No. 4652. Report of the Committee on Public Safety for October 22, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also with and affirmative recommendation,

Bill No. 4567. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of traffic equipment for the Bureau of Traffic Planning, Department of Public Safety."

Which was read

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Huston

Demmler Magee

Evans McArdle

Gallagher Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 4653. Report of the Committee on Public Welfare for October 22, 1935, transmitting several ordinances to council.

Which was read, received and filed.

Also with an affirmative recommendation,

Bill No. 4538. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Tables and Chairs for the Pittsburgh

City Home and Hospitals, Mayview, Pa., and providing for the payment thereof."

Which was read

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Kane

Demmler Magee

Evans McArdle

Gallagher Garland (Pres't)

Huston

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4539. An Ordinance, entitled, "An Ordinance providing for the letting of a contract for the furnishing of a new Power Line for the Coal Mine at the Pittsburgh City Home and Hospitals, Mayview, Pa., and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson Kane

Demmler Magee

Evans McArdle

Gallagher Garland (Pres't)

Huston

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4540. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in payment for emergency services and work done without previous authority of law, by George H. Soffel Company, in the sum of One hundred eighty-eight and 53/100 (\$188.53) dollars."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. McArdle presented from the Committee on Finance

Bill No. 4444. Communication from the Mayor appointing Conrad H. Checco as a member of the Board of Property Assessors.

In Finance Committee, Oct. 23, 1935. Read and returned to Council for action.

Which was read, received and filed.

Mr. McArdle also presented

No. 4654. RESOLVED, That the appointment by the Mayor of Conrad H. Checco as a member of the Board of Property Assessors be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion, the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Garland (Pres't)

Magee

Noes:—

Anderson Huston

Evans Kane

Gallagher McArdle

Ayes 3. Noes 6.

And a majority of the votes of Council being in the negative, the motion was rejected.

Hon. Wm. N. McNair, Mayor, appeared and being given the privilege of the floor, said:

Mr. President and Members of Council:— May I have a moment. I want to raise a point, if you will permit me for a minute or two. Some time ago I requested Council to appropriate \$1,500.00 for litigation in other counties on stream pollution. Since that time the Council has taken action, indicating that it is a matter for the State. The reports we have is that the matter is getting serious and the State does not seem to be doing anything. I would like to know if Council will furnish this money, if not, I will get it.

The Chair:

Your Honor, It is not more than ten days since we passed the legislation asking the State authorities to look into this matter and take action. They have hardly had time to make reply to our request.

Mayor McNair:

The State does not think it is a State problem. This requires immediate attention.

The Chair:

Our contention was that if the State authorities did not reply within a reasonable time, we would send a committee to Harrisburg. We should exhaust all means at our command to get State aid before setting up an appropriation. It was the consensus of opinion of the members of Council that \$1,500.00 was not sufficient to solve the problem. We may give you more.

Mayor McNair:

It does not help me when you don't give me any.

The Chair:

The ink is not yet dry on the papers we sent to the State authorities. It is only courtesy to allow them sufficient time to reply to our request.

Mr. McArdle also presented from the Committee on Finance

Bill No. 4445. Communication from the Mayor appointing Charles P. Berndt as a member of the Board of Property Assessors.

In Finance Committee, Oct. 23, 1935, Read and returned to Council for action.

Which was read, received and filed.

Mr McArdle also presented

No. 4655. RESOLVED, That the appointment by the Mayor of Charles P. Berndt as a member of the Board of Property Assessors be and the same is hereby approved and confirmed.

Which was read.

Mr McArdle moved

The adoption of the resolution.

Upon which motion, the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Garland (Pres't)

Magee

Noes:—Messrs.

Anderson Huston

Evans Kane

Gallagher McArdle

Ayes 3. Noes 6.

And a majority of the votes in Council being in the negative, the motion was rejected.

Mr. McArdle also presented from the Committee on Finance.

Bill No. 4592. Communication from the Mayor appointing A. Arthur Boscia as a member of the Board of Property Assessors.

In Finance Committee, Oct. 23, Read and returned to Council for action.

Which was read.

Mr. McArdle also presented

No. 4656. RESOLVED, That the appointment by the Mayor of A.

Arthur Boscia as a member of the Board of Property Assessors be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

That the communication and resolution be laid on the table.

Which motion prevailed.

(Mr. Demmler and Mr. Garland (President) asked to be recorded as voting NO).

Mr. McArdle also presented from the Committee on Finance

Bill No. 4593. Communication from the Mayor appointing Miss Julia M. Doyle as a member of the Board of Adjustment.

In Finance Committee, Oct. 22, 1935, Read and returned to Council for action.

Which was read.

The Chair presented

No. 4657.

Pittsburgh, Pa.
October 28, 1935.

To the Honorable,
The Council of the City of Pittsburgh.
Gentlemen:

Due to the continuous interference by the Mayor with the Zoning Board of Adjustment, and to the probable disruption of the Board, on that account, the writer has tendered his resignation as a member of the Board, as per enclosed copy of 28th inst.

The decisions of the Board since the writer was appointed by the Mayor have been in strict conformity with the Zoning Law, subject, however, to special exceptions to the terms of the ordinance, in harmony with its general purpose and intent, and in accordance with the general or specific rules therein contained, notwithstanding, the Mayor has repeatedly insisted on decisions to the contrary, and in some instances where decisions by the Supreme Court have been made in identical cases.

The Board of Adjustment has always welcomed investigation of any cases on which it has passed during its term of office.

Yours very truly,

A. G. HOLMES.

Enclosure—1

Pittsburgh, Pa.
October 28, 1935.

Hon. Wm. N. McNair,
Mayor,
City of Pittsburgh.
Dear Sir:

Effective as of this date, please
accept the writer's resignation as a
member of the Zoning Board of Ad-
justment and of the City Planning
Commission.

Yours truly,

A G. HOLMES.

Which was read, received and filed.

Mr. McArdle presented

No. 4658. RESOLVED, That
the appointment by the Mayor of Miss
Julia M. Doyle as a member of the
Board of Adjustment be and the same
is hereby approved and confirmed.

Which was read

Mr. McArdle moved

That the resolution and the
communication appointing Miss Julia
M. Doyle be laid on the table.

Which motion prevailed.

(Messrs. Demmler, Magee and Gar-
land (President) asked to be recorded
as voting NO).

MOTIONS AND RESOLUTIONS.

Mr. Gallagher moved

That the Minutes of Council
of Monday, October 21st, 1935, be ap-
proved.

Which motion prevailed.

And on motion of Mr. Huston

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, November 4, 1935

No. 55.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President
ROBERT CLARK.....City Clerk
EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Monday, November 4, 1935.

Council met.

Present:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Absent:—Mr. Anderson

PRESENTATIONS.

Mr. Demmler (for Mr. Anderson) presented

No. 4659. Resolution authorizing the issuing of a warrant in favor of Harry Hart, member of the Bureau of Police, in the sum of \$56.00, to reimburse him for medical services in the treatment of injuries received while in the performance of his duty, and charging the same to Code Account No. 44-M, Workmen's Compensation Fund.

Also

No. 4660. Resolution authorizing the issuing of a warrant in favor of R. P. Barton, member of the Bureau of Police, in the sum of \$73.50, to reimburse him for medical services in the treatment of injuries received while in the performance of his duty, and charging the same to Code Account No. 44-M, Workmen's Compensation Fund.

Which were read and referred to the Committee on Finance.

Mr. Demmler presented

No. 4661. Communication from Roy Greene protesting against the construction of the Fort Duquesne Bridge and Tunnels.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 4662. Communication from J. McEwan, President, Friendly Inn, Inc., 1112 Forbes street, submitting rates for the care of the City's homeless during the coming Winter.

Which was read and referred to the Committee on Public Welfare.

Mr. Kane presented

No. 4663. An Ordinance authorizing and directing the City Controller of Pittsburgh to employ the firm of Hosack, Specht, Conniff & Wood, Accountants and Auditors, to make an examination of records in order to establish the right of the City of Pittsburgh to refunds of Federal Taxes, and providing for the payment of services therefor.

Also

No. 4664. Communication from Robt. J. McGrath, Business Represent-

ative, International Brotherhood of Firemen and Oilers, in re, proposed ordinance eliminating three positions of Pumpmen at the Herron Hill Pumping Station, and substituting therefor three positions of Engineers.

Also

No. 4665. Resolution authorizing and directing the City Controller to transfer the sum of \$375.00 from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, as follows:—

To Code Account No. 1646—
Wages, Temporary Employees, October to December, Boardwalks and Steps, \$175.00

To Code Account No. 1647—
Materials, Boardwalks and Steps, \$200.00,
for the purpose of providing funds for the replacement of steps on Clover street, between Arlington and Salisbury streets, and authorizing and directing the Director of the Department of Public Works to proceed with the replacement of said steps.

Which were severally read and referred to the Committee on Finance.

Also

No. 4666. Petition for the repair of Goehring street, from Vista street to Kaiser street, and from Kaiser street to Haslage street, and also the boardwalks.

Also

No. 4667. An Ordinance authorizing and directing the construction of a public sewer on Brandon road, from a point about 135 feet east of Kleber street to the existing sewer on Kleber street, including as may be necessary the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4668. An Ordinance authorizing and directing the construction of a public sewer on East sidewalk of Ordinance avenue, from a point about 170 feet south of Louisiana avenue to existing sewer on South sidewalk of

Louisiana avenue, including as may be necessary the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4669. An Ordinance authorizing and directing the construction of a public sewer on the North sidewalk of Fair Oaks street, from a point about 85 feet east of Bennington avenue to the existing sewer on the North sidewalk of Fair Oaks street, opposite Inverness avenue, including as may be necessary the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 4670. Resolution authorizing and directing the City Controller to make the following transfers of funds within the Bureau of Engineering, Department of Public Works:—

\$350.00 from Code Account No. 1583, Materials, Bridge Repainting, City Force, to Code Account No. 1549, Miscellaneous Services, Division of Construction;

\$ 50.00 from Code Account No. 1541, Repairs, Division of Surveys, to Code Account No. 1540, Supplies, Division of Surveys.

Also

No. 4671. Resolution authorizing and directing the City Controller to transfer the sum of \$20.00 from Code Account No. 1796, Repairs, to Code Account No. 1794, Supplies, Bureau of Light.

Also

No. 4672. Communication from Joseph A. Beck, Esq., asking to be heard before final action is taken on the ordinance to employ Messrs. Watkins & Company in the matter of the South Pittsburgh Water Company.

Also

No. 4673. Resolution authorizing the issuing of a warrant in favor of Fred Strobel, 168 Elm street, Pittsburgh, Pa., in the sum of \$375.00, in full settlement of his claim against the City for personal injuries sustained August 3, 1935, by tripping over the hose connection at the Northwest corner of the City-County building and falling down the steps leading to the basement of said building, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 4674. An Ordinance regulating the method of payment of Workmen's Compensation to policemen, detectives and firemen in the Department of Public Safety of the City of Pittsburgh by reason of injuries sustained in the performance of their duties, in accordance with the Workmen's Compensation Act of 1915, P. L. 736, and its amendments, and providing for additional payment to said policemen, detectives and firemen in excess of the amount allowed by the Workmen's Compensation Act.

Also

No. 4675. Communication from W. E. Schilpp, Secretary, Firemen's Relief and Pension Fund, requesting increased appropriation for said Fund for 1936.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 4676. Petition for equalization of salaries of employees in the Signal Service Division of the Bureau of Police, Department of Public Safety.

Also

No. 4677. Communication from the City Treasurer submitting statement of collection of delinquent taxes for the period October 16th to 31st; also statement of accounts of the City Solicitor.

Also

No. 4678. Resolution authorizing the issuing of a warrant in favor of Jacob Sharnin in the sum of \$41.06, taken from him by the Bureau of Police in a raid; and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 4679. Communication from Charles G. Lane, Jr., Esq., Treasurer, Federation of the War Veterans' Society of Allegheny County, requesting appropriation of \$500 for the purpose of decorating route of parade for Armistice Day, November 11th.

Also

No. 4680. Resolution authorizing the issuing of a warrant in the sum of \$500.00, to be apportioned by the City Controller, for the payment of a share of the expenses for the celebration of Armistice Day, 1935, as may be directed by the Finance Committee of Council, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 4681. Report of the Bureau of Police, Department of Public Safety, advising of damage to fire hydrant at Fifth avenue and Soho street by automobile driven by Walter Geppert and owned by John Barnes of 1730 Fifth avenue.

Which were severally read and referred to the Committee on Finance.

Also

No. 4682. Communication from residents of Banksville, 20th Ward, relative to sidewalks on Banksville road, Chappel, Potomac and Carnahan avenues.

Also

No. 4683. Communication from the Lower Downtown Businessmen's Association protesting against the elimination of the Duquesne Bridge and Tunnel from the list of projects to be paid for out of PWA funds supplied by the Federal Government.

Also

No. 4684. Petition of property owners and residents requesting the reconstruction of steps leading from Voskamp street to Lowrie street, 24th Ward.

Also

No. 4685. Communication from Drew University Peace Memorial, Madison, N. J., requesting a donation of rose bushes to be planted in the sec-

tion of its campus dedicated to universal peace, in memory of gallant men of the City of Pittsburgh who made the supreme sacrifice during the World War.

Also

No. 4686. Communication from J. F. Laboon, District Director, W. P. A., advising of approval by Washington of five (5) additional projects for the City of Pittsburgh and asking when the City expects them to proceed.

Also

No. 4687. Communication from J. F. Laboon, District Director, W. P. A., advising of approval by Washington of two (2) additional projects for the City of Pittsburgh, Playground, Top Soil and Air Pollution Study, and asking when the City expects them to proceed.

Also

No. 4688. Report of the Department of Public Works relative to the reconstruction of, or repair of the Wilmot Street Bridge leading into Schenley Park.

Also

No. 4689. Communication from residents of Whited and Moredale streets requesting that these streets be repaired.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4690. Communication from Joseph DeRoy & Sons, Smithfield street, et al., relative to restoring part of the street car passenger traffic that at one time walked in front of these business houses, and requesting a hearing.

Also

No. 4691. Communication from Alex. Gordon, 627-5th Avenue, relative to parking in front of his place of business at the above address.

Which were read and referred to the Committee on Public Safety.

Also

No. 4692. Communication from the Department of Law submitting telegraphic answer from Hon. Wm. N. McNair, Mayor, on the question of distribution of shoes to school children

in compliance with instructions from Council sitting as the Committee on Hearings, Wednesday, October 30, 1935.

Which was read, received and filed.

Also

No. 4693. Communication from Mrs. H. R. Ehrenfeld, an employee at the City Home and Hospitals, Mayview, Pa., complaining of conduct of one, Solly Mazer, employed in the Department of Public Works.

Which was read and referred to the Committee on Public Welfare.

Also

No. 4694. Communication from the League of Struggle for Negro Rights, 911 Kirkpatrick street, requesting a hearing on November 20, 1935, to discuss traffic lights in the Hill district.

Which was read and referred to the Committee on Public Safety.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4695. Report of the Committee on Finance for October 29, 1935, transmitting two ordinances and sundry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4504. An Ordinance entitled, "An Ordinance amending the amount of \$1,800.00, the estimated cost of the contract of Schwartz Electric Company, Controller's Contract No. 5285, for electrical repairs during the year 1935 in the Department of Public Works, which was amended by Ordinance No. 125, approved May 4, 1935, reading \$3400.00, to now read \$4400.00, and authorizing payment of the additional amount of \$1,000.00 from funds appropriated for repairs in the various code accounts in the Department of Public Works for the fiscal year 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time

and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4604. An Ordinance entitled, "An Ordinance supplementing Section 34, Mayview Coal Mine, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2nd, 1935, and the various supplements thereto and amendments thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4602. Resolution authorizing and directing the Department of Law to request Mr. Edward N. Jones, Administrator of Works Progress Administration of Pennsyl-

vania, to furnish not less than fifteen engineers, who will work under the direction and control of the Department of Law, and the qualifications of whom shall be satisfactory to the said Department, in the institution of a rate case against the Duquesne Light Company before the Public Service Commission of Pennsylvania, for the purpose of requiring said Light Company to announce and establish a rate that shall be fair and reasonable to its consumers.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4617. Resolution authorizing the City Solicitor to accept \$1800.00 and cost at M. L. D. No. 401 April Term, 1931, in full settlement of claim against Percy C. Smith for the grading, paving and curbing of Oak road, from Saw Mill Run boulevard to Walnut street.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4536. Resolution authorizing and directing the City Controller to transfer the following sums in the Department of Public Welfare:—

FROM CODE ACCOUNT

1303, Supplies, General Office,	\$ 500.00
1307, Supplies, District Physicians,	5,000.00
1325, Salaries, Regular Employees, City Home and Hospitals, Mayview,	3,000.00
1336, Metal Shelving, City Home and Hospitals, Mayview,	535.00
	<u>\$9,035.00</u>

TO CODE ACCOUNT

1326, Wages, Regular Employees, City Home and Hospitals, Mayview	\$2,935.00
1333, Materials, City Home and Hospitals, Mayview,	6,100.00
	<u>\$9,035.00</u>

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4615. Resolution authorizing and directing the City Controller to transfer the following sums, amounting to \$2,977.16, within the Bureau of Highways and Sewers.
D. P. W.:—

FROM:

Code Acct. 1655, Salaries, Asphalt Plant	\$ 750.00
Code Acct. 1660, Repairs, Asphalt Plant	250.00
Code Acct. 1661, Equipment, Asphalt Plant	500.00
Code Acct. 1613, Wages, Stables and Yards	500.00
Code Acct. 1623, Wages, Cleaning Highways	581.23
Code Acct. 1632, Wages, Repairing Highways	208.12
Code Acct. 1638, Wages, Cleaning and Repairing Sewers and Sewer Drops	107.85
Code Acct. 1645, Wages, Boardwalks and Steps	79.90
	<u>\$2,977.16</u>

TO:

Code Acct. 1659, Materials, Asphalt Plant	\$2,977.16
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Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4625. Resolution authorizing and directing the City Controller to make the following transfers in the Department of Public Safety:—

From Code Account 1414, Item C, Supplies, Division of Garage and Repair Shop.

To Code Account 1412, A-3, Wages, Regular Employees, Div. of Garage and Repair Shop,	\$2,000.00
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From Code Account 1443, A-1,
Salaries, Regular Employees,
Bureau of Police,

To Code Account 1415-D, Ma-
terials, Div. of Garage and
Repair Shop, \$1,500.00

Which was read

Mr. McArdle moved

A suspension of the rule to
allow the second and third readings
and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third times, and upon final passage the
ayes and noes were taken, and being
taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Coun-
cil being in the affirmative, the resolu-
tion passed finally.

Also

Bill No. 4626. Resolution au-
thorizing and directing the City Con-
troller to transfer the sum of \$2,000.00
from Code Account No. 1443, Salaries
Regular Employees, Bureau of Police,
to Code Account No. 1081, Petty Claims,
Department of Law.

Which was read

Mr. McArdle moved

A suspension of the rule to
allow the second and third readings
and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third times, and upon final passage the
ayes and noes were taken, and being
taken were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes in Coun-
cil being in the affirmative, the resolu-
tion passed finally.

Also

Bill No. 4605. Resolution au-
thorizing the City Solicitor to make a
settlement of claim of the City against

property of Albert C. Shipley at No.
22 Fairland avenue, 32nd Ward, for
the sum of \$200.00, and the payment
of all taxes up to date.

In Finance Committee, Oct. 29, 1935.
Read and ordered returned to council
with an affirmative recommendation,
subject to a letter of approval from
the Law Department.

Which was read and laid over pend-
ing receipt of report of Law Depart-
ment.

Mr. Kane presented

No. 4696. Report of the Com-
mittee on Public Works for October
29, 1935, transmitting an ordinance to
council.

Which was read, received and filed.

Also, with an affirmative recommen-
dation,

Bill No. 4609. An Ordinance
entitled, "An Ordinance authorizing
and directing the Mayor and the Di-
rector of the Department of Public
Works to advertise for proposals and
to award a contract or contracts for
the reconstruction of the existing
fifteen inch terra cotta pipe sewer on
Portman avenue, from a point about
180 feet south of Wabana street to a
point about 575 feet south of Wabana
street, including, as may be necessary,
the excavation of exploratory test
holes, and authorizing the setting aside
of the sum of One Thousand eight
hundred (\$1,800.00) dollars for the
payment of the cost of said work, and
Two Hundred (\$200.00) dollars for the
payment of engineering expenses, in-
cluding salaries, wages and miscellan-
eous services in the Department of
Public Works, amounting in the ag-
gregate to Two thousand (\$2,000.00)
dollars from Bond Fund No. 122, Gen-
eral Improvement Bonds, 1934."

Which was read

Mr. Kane moved

A suspension of the rule to
allow the second and third readings
and final passage of the bill.

Which motion prevailed.

And the bill was read a second time
and agreed to.

And the bill was read a third time
and agreed to.

And the title of the bill was read
and agreed to.

And on the question, "Shall the bill
pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Kane also presented

No. 4697. Report of the Committee on Public Works for October 30, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4140. An Ordinance entitled, "An Ordinance amending an Ordinance entitled, 'An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals, and imposing penalties,' approved August 9, 1923, by changing the Zone Map, Sheet Z—O—O, so as to change from a 'B' Residence Use and Second Area District to a Commercial Use and Third Area District, all that certain property bounded by Southern avenue, Wyoming street, Greenbush street and the present Commercial Use District."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that, where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

Mr. Demmler presented

No. 4698. Report of the Committee on Public Service and Surveys for October 29, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4601. An Ordinance entitled, "An Ordinance granting unto John G. Fencak the right and privilege to construct, maintain, use and operate a cellar door entrance, 4 x 5 feet, adjoining his property at No. 3242 Brighton road, in the 27th Ward, City of Pittsburgh, Pa., said cellar door entrance being located 29.50 feet southwardly from the southerly line of Woods Run avenue and 4 feet therefrom."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Magee presented

No. 4699. Report of the Committee on Parks and Libraries for October 29, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4612. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of Periodicals and Magazines for the Carnegie Free Library of Allegheny during the year 1936, and providing for the payment thereof."

Which was read.

Mr. Magee moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler (for Mr. Anderson) presented

No. 4700. Report of the Committee on Public Safety for October 29, 1935, transmitting two ordinances to Council.

Which was read, received and filed.

Also

Bill No. 3223. An Ordinance entitled, "An Ordinance regulating the construction, equipment, maintenance, operation and inspection of elevators;

providing for the issuing of permits, certificates of operation and inspection certificates therefor; fixing fees for the said permits and certificates; granting certain authority and imposing certain duties upon the Superintendent of the Bureau of Building Inspection and Inspectors in the employ of the said Bureau, and providing penalties for violation of the provisions of this ordinance."

In Public Safety Committee, Oct. 29, 1935, Bill read and amended by striking out and by inserting, as shown in red, in Sections 2, 8, 10 and 13, and in the title by striking out the words "certificates of operation," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Public Safety Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 4597. An Ordinance entitled, "An Ordinance to amend Section 2 of Ordinance No. 335, entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof,'

approved October 3, 1922, as amended and supplemented, by adding thereto certain designated paragraphs further regulating the use and operation of vehicles on the streets of the City of Pittsburgh; supplementing certain designated paragraphs of Section 2 and of Section 3 of said Ordinance by adding designated streets thereto, and repealing portions of certain designated paragraphs of Section 2 by eliminating certain designated streets therefrom."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 4701. Report of the Committee on Public Welfare for October 29, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4603. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of Bed Spreads and Blankets for the Pittsburgh City Home and Hospitals at Mayview, Pa., and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time

and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Kane
Evans	Magee
Gallagher	McArdle
Huston	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Kane presented

No. 4702. RESOLVED, That the Department of Law be and it is hereby requested to furnish Council an opinion as to whether, or not, a citizen, who puts up a forfeit in a police station for the release of a prisoner, is entitled to a receipt from the police sergeant, or any other person in charge.

Which was read.

Mr. Kane moved

The adoption of the resolution.

Mr. Kane stated

That he had placed a forfeit for a man arrested for passing literature for the Socialist party in the 3rd Ward; that he had asked for a receipt from the Sergeant and was told that they did not give receipts, that the prisoner was the receipt.

And the question recurring on the adoption of the resolution.

The motion prevailed.

The Chair presented

No. 4703. RESOLVED, That the Council join with the Mayor, the City Planning Commission and others in extending a cordial invitation to the Pennsylvania Association of Planning Commissioners to hold its June, 1936, convention in Pittsburgh.

Which was read.

Mr. Gallagher moved

The adoption of the resolution.

Which motion prevailed.

Mr. Magee moved

That a conference be called between the Mayor and Council upon the Executive intention regarding the \$500,000.00 note issue, and the action of the Department of Public Welfare in regard to the Ordinance requiring him to furnish shoes and other supplies to the indigent and unemployed, and that the Directors of the Department of Welfare, Department of Public Works and the City Solicitor be invited to attend; the time to be arranged by the Chair.

Which motion prevailed.

The Chair presented

No. 4704.

CITY OF PITTSBURGH,

Office of the Mayor.

October 28, 1935.

President and Members of Council,
City of Pittsburgh.

Gentlemen:—

I am returning herewith Council Bill No. 4500 changing the Salary Ordinance of 1935 in so far as it applies to the Herron Hill Pumping Station. This bill is not approved for the following reasons:

1. It would require the City to incur an expense for which it would receive no benefit. It calls for the retention of a Chief Engineer and Three (3) First Assistant Engineers at a total yearly expenditure of \$12,331.25 as compared to the set up in the 1936 Budget request of three (3) Pumpmen at a total annual cost of \$6,570.00 for the same service.

2. The electrification of the Herron Hill Pumping Station completely eliminates boilers and steam driven pumps and there is no reason for retaining a Chief Engineer and Three (3) First Assistant Engineers, all of whom are trained for difficult steam operation, in order to turn the switches required to start and stop the electrified equipment.

This ordinance would for some unexplained reason disregard facts and economy to prefer one union to another; pumpmen who also are union men and carry Operator's Licenses, are entirely adequate for the work to be done.

3. The purposes of this Bill would appear to be entirely political extravagance and subversive to efficient management.

Very truly yours,

WM. N. McNAIR,

Mayor.

Which was read.

Also

Bill No. 4500. An Ordinance entitled, "An Ordinance amending Section 75, Bureau of Water, Herron Hill Pumping Station, of an ordinance entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935."

In Council, Oct. 21, 1935, Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. Kane moved

That the communication and the ordinance be laid on the table.

Which motion prevailed.

The Chair also presented

No. 4705.

City of Pittsburgh,

Office of the Mayor.

October 29, 1935.

To the President and Members
of City Council.

Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, Rev. Peter V. Tkach, 1926 Sidney street, as a Member of the Board of Property Assessors, and would ask for immediate confirmation of the same.

Very truly yours,

WM. N. McNAIR,

Mayor.

Which was read, and on motion of Mr. Kane, referred to the Committee on Finance.

Mr. McArdle moved

That the Minutes of Monday, October 28th, 1935, be approved.

Which motion prevailed.

And on motion of Mr. Gallagher

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Thursday, November 7, 1935

No. 56.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Thursday, November 7th, 1935.

Council met pursuant to the following call:

Pittsburgh, Pa., November 7, 1935.

Mr. Robt. Clark,
Clerk of Council.

Dear Sir:—

We, the undersigned, all the members of Council, do hereby waive the 48-hours' notice required for the calling of a meeting of Council, and do hereby direct you to call a special meeting of Council for this day, November 7, 1935, at 4:10 o'clock, P. M., to consider such business as may come before the meeting.

Respectfully,

John M. Huston
Walter R. Demmler
Charles Anderson
Robt. Garland
Thomas J. Gallagher
P. J. McArdle

Jno. J. Kane
W. A. Magee
George E. Evans

Which was read, received and filed.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Mr. Anderson moved

That Council direct the Director of the Department of Public Welfare to purchase shoes for those children who are in need of shoes at the present time, and recommended by the proper school authorities, not later than tomorrow, November 8, and that he report back to Council at its meeting tomorrow, November 8, at 4:20 P. M.

Upon which motion, the ayes and noes were ordered taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes being in the affirmative, the motion prevailed.

Mr. McArdle announced

That Finance Committee would meet Friday, November 8, 1935, at 3:30 P. M.

Mr. McArdle moved

That Council recess until tomorrow, November 8, 1935, at 4:20 o'clock, p. m.

Which motion prevailed.

And Council recessed.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

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Friday, November 8, 1935

No. 56.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Friday, November 8, 1935.

The hour of 4:20 o'clock, p. m., having arrived, and the hour of the recess having expired, Council reconvened, and there were present:—

Messrs:

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

The Chair presented
No. 4706.

CITY OF PITTSBURGH
Office of the Mayor

November 8, 1935.

The President and Council of the
City of Pittsburgh.

Gentlemen:

For your information I send you copy of my letter of yesterday to Director Hay regarding proper expenditure of the Welfare Fund.

Therefore, I consider your Resolution of yesterday regarding the matter not only entirely unnecessary but also illegal, indicating an attempt on the part of Council to usurp the Executive Power of the Mayor.

Yours truly,

WM. N. McNAIR,
Mayor.

November 7, 1935.

Southard Hay, Director,
Department of Public Welfare.
Dear Sir:

As you know, for sometime I have been making a careful investigation of the propriety and necessity of expanding further City funds which have been designated for use in aiding the indigent and suffering in the City, and up to this time I have hesitated in directing you to expend such money in order that the City's funds might be conserved and that the same might not be misused.

I have considered that the State funds have been so readily applicable to such conditions and that the enormous funds which have been in the hands of the State Relief Administrator for such purposes might be advantageously used for the aid of the indigent who require such assistance, and, further, that there are numerous private relief organizations which are fully able to cope with any emergency or the situation as it has existed up to this time, believing that it is my duty to protect and conserve the City in the expenditure of its monies.

It would seem, however, that the Board of Education and other political and civic bodies have for sometime been of the opinion, as expressed in various ways, that the public money now in your hands should be used for the immediate relief of suffering and

necessities, and as the winter months are now approaching, my hesitation in directing you to use this money has been overcome, and I, therefore, direct you to administer the funds in such reasonable manner and under such circumstances as in your judgment seems best and proper.

Very truly yours,

WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Also

No. 4707.

City of Pittsburgh, Penna.
November 8, 1935.

Honorable Robert Garland,
President of Council,
City of Pittsburgh, Penna.

Dear Sir:—

Immediately after the adjournment of the special meeting of Council held yesterday afternoon, November 7, 1935, I was handed a communication from you transmitting a Resolution of the Council having to do with the furnishing of shoes for Pittsburgh School children whose families are either on relief or are unable to supply their children with shoes and asking that I report to the Council on the subject to-day.

After returning to my office after the meeting of Council, at which I was asked to be present yesterday afternoon, I received a letter from the Mayor directing me to proceed to administer the public relief funds which have been put at the disposal of the Department of Public Welfare "in such reasonable manner and under such circumstances", as, in my judgment, seemed best and proper. A copy of this letter has already been transmitted to you.

For your information I beg to advise that the Department began this forenoon the issuance of orders to supply children with shoes who are now out of school on account of the lack of proper shoes and those who are soon to be prevented from attending school for the same reason, from lists which have been furnished the Department by Superintendent Ben G. Graham of the Pittsburgh Public Schools and Rev. Paul E. Campbell, Superintendent of the Pittsburgh Parochial Schools.

Very respectfully yours,
SOUTHARD HAY,
Director,
Department of Public Welfare.
Which was read, received and filed.

Mr. Kane arose and said:

Mr. President:— Now that that matter is settled, as far as it goes, have you any information from the District Attorney on the mandamus proceeding against the Mayor?

The Chair said:

No, sir; I have no information. Mr. Benner, who represented Council, is here and perhaps he can enlighten Council.

Thos. M. Benner said:

Mr. President and Members of Council:— I discussed today with one of the Assistant District Attorneys the mandamus action and asked him to make a disposition of the case. He advised me that District Attorney Park is away. He tried to get him on the long distance phone, but was unable to do so. He assured me that definite action would be taken promptly, and I am confident I will have something concrete to report to Council at its next meeting on Tuesday.

Mr. Magee arose and said:

Mr. President:— Haven't we an issue with the Director of the Department of Public Welfare about the unemployables that we have not made any progress with yet?

The Chair:

Nothing has been done that I know of.

Mr. Magee said:

Mr. President:— We certainly ought to bring that matter to a head.

Mr. McArdle arose and said:

Mr. President:— So far as I recall, we have not had the matter called to our attention like in the matter of the shoes, which has been temporarily disposed of, in that this subject has not been forcibly brought to our attention. I don't know what steps can be taken until cases are brought to our attention. It is true, of course, that Council has made pro-

vision for taking care of them by passing the necessary legislation giving the Department of Welfare the authority to assist any persons who are in need of assistance. Therefore, no

action is required today.

And on motion of Mr. **Anderson**

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Tuesday, November 12, 1935

No. 57.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Tuesday, November 12, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS.

Mr. Anderson presented

No. 4708. Communication from Department of Public Safety advising of institution of 60-day trial, effective November 21, 1935, of unlimited parking on Carson street, between First and Second streets, both sides.

Which was read, received and filed.

Mr. Evans presented

No. 4709. Communication from Peter J. Gaertner, 25 DeFoe street,

26th Ward, relative to the condition of the roadbed in Riverview park.

Also

No. 4710. Petition of property owners and residents on Apple avenue, between Montezuma street and Paulson avenue, requesting immediate correction of road condition and asking for a hearing.

Which was read and referred to the Committee on Public Works.

Also

No. 4711. Resolution authorizing the appointment by the Mayor of the Aviation Commission of Pittsburgh to consist of five members.

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 4712. Resolution authorizing and directing the City Solicitor to employ expert engineers, certified public accountants, real estate witnesses and such other assistance as he deems necessary to accumulate evidence for, and to testify in connection with, the prosecution of the complaint as filed against the South Pittsburgh Water Company, upon such terms and conditions, and to incur such expenses as in his opinion are reasonable and proper, the entire cost thereof not to exceed \$25,000.00; appropriating therefor the said sum of \$25,000.00; and authorizing the issuing of a warrant or warrants in favor of the payee or payees named in the invoices duly certified and approved by the City Solicitor, and charging the same to Code Account No. 1080.

Also

No. 4713. Resolution authorizing and directing the City Controller

to transfer the sum of \$50,000.00 from Code Account No. , to Code Account No. 1332, Supplies, Pittsburgh City Home and Hospitals, Mayview.

Also

No. 4714. Resolution authorizing and directing the City Controller to transfer the sum of \$435.00 from Code Account 1333, Materials, Mayview City Home and Hospitals, Department of Public Welfare, to Code Account 1659, Materials, Asphalt Plant, Department of Public Works.

Also

No. 4715. Resolution authorizing and directing the Department of Law to request Edward N. Jones, State Administrator of the Works Progress Administration, to furnish to the City of Pittsburgh, in connection with its complaint against the South Pittsburgh Water Company, not less than ten (10) engineers, who shall work under the direction and control of the Department of Law and whose qualifications shall be satisfactory to said Department.

Which were severally read and referred to the Committee on Finance.

Also

No. 4716. An Ordinance providing for the letting of a contract for the furnishing of One (1) Automobile Sedan for the Pittsburgh City Home and Hospitals at Mayview, Pa., and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Mr. Huston presented

No. 4717. Resolution authorizing and directing the City Controller to transfer the sum of \$60,000.00 from Code Account Nos. , to Code Account No. 1443-A-1, Salaries, Bureau of Police, Department of Public Safety.

Which was read and referred to the Committee on Finance.

Also

No. 4718. Report of the Department of Public Health showing the amount of garbage and rubbish removed during the month of October, 1935.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 4719. Resolution authorizing the issuing of a warrant in favor of A. G. Holmes in the sum of \$2,226.66 for services as Chairman of the Board of Adjustment from February 15th to October 15th, 1935, and charging the same to Code Account No. 1117, Salaries, Regular Employees, Board of Adjustment.

Which was read and referred to the Committee on Finance.

Mr. Kane presented

No. 4720. An Ordinance amending Ordinance No. 240, approved by the Mayor on July 31, 1934, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award contracts for making general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, and providing for the payment of the cost thereof from funds specifically appropriated therefor from the proceeds of the sale of General Improvement Bonds, 1934", and the several amendments thereto, by changing the amounts provided for the payment of the cost of repaving and repairing the Manchester bridge over Allegheny river and for reconstruction of expansion dams on the Boulevard of Allies ramp leading from Grant street.

Also

No. 4721. An Ordinance amending Ordinance No. 246, approved by the Mayor on August 6, 1934, entitled, "An Ordinance appropriating and setting aside certain sums including engineering and other necessary expenses, for general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, in the Department of Public Works, from the proceeds of the sale of General Improvement Bonds, 1934, authorized by Ordinance No. 182, approved June 30, 1934", and the several amendments thereto, by changing the sums appropriated for

Construction Work for Repaving and Repairing of the Manchester bridge over Allegheny river, and for Reconstruction of expansion dams for the Boulevard of Allies ramp leading from Grant street.

Also

No. 4722. Petition for the improvement of Ibex way, from Connor street to Alma street, 15th Ward.

Also

No. 4723. Communication from the Department of Public Works advising of extra work, amounting to \$90.00, on electrical contract in the remodeling of the North Side Market House.

Also

No. 4724. Communication from the Department of Public Works advising of extra work, amounting to \$4,479.00, on general contract with D. T. Riffe in the remodeling of the North Side Market House.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4725. Communication from the Department of Public Works advising that the trip made to Harrisburg by Mr. Hamilton of the Bureau of City Property was an emergency trip to have plans and specifications for the North Side Market House approved so as not to delay work on the alteration contract.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 4726. Resolution authorizing and directing the City Controller to transfer the sum of \$7,000.00 within the Department of City Controller, as follows:—

\$4,000.00 from Code Account No. 49, Interest on Contracts;

3,000.00 from Code Account No. 1056, Controller's Postage, to

Code Account No. 1047, Wages, Temporary Employees, Department of City Controller.

Also

No. 4727. An Ordinance ap-

propriating and setting aside certain additional sums from Bond Fund No. 122, General Improvement Bonds, 1934, and Bond Fund No. 293, Street Improvement Bonds, 1928, for the payment of engineering expenses incurred by the Department of Public Works in carrying out certain projects for which the costs thereof are properly chargeable against said bond funds.

Also

No. 4728. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Code Account No. to Code Account No. 1800, Supplies, Bureau of Parks, so as to permit payment of bills on which there is a discount, in order to receive the benefit of such discount, and authorizing the City Controller to defer payment on Steam Bills for the remainder of the year 1935, chargeable to Code Account No. 1800, until their exact amount is known and to add this amount to the 1936 appropriation.

Also

No. 4729. Resolution authorizing the issuing of a warrant in favor of Frank X. Praegner in the sum of \$283.45, representing the difference between the amount of hospital and medical bills incurred as the result of injuries received by him as an employe of the Bureau of Highways & Sewers, and the amount allowed for such purpose under the Workmen's Compensation Act, and charging the same to Code Account No. 44-M, Workmen's Compensation Fund.

Also

No. 4730. RESOLVED, That the City Controller be and he is hereby authorized and directed to transfer the sums of:

\$3,000.00 from Bond Fund 118-7A, "Unemployment Contingencies, Engineering Expenses"

to Bond Fund 118-1, "Repair and Improvement of Unimproved Streets"

\$1,000.00 from Bond Fund 118-7A, "Unemployment Contingencies, Engineering Expenses"

to Bond Fund 118-15, "Repair and Improvement of Playgrounds"

\$3,200.00 from Bond Fund 118-2D, "Sophia Evert Playground No. 1"
to ' Bond Fund 118-15, "Repair and Improvement of Playgrounds"

\$1,000.00 from Bond Fund 118-7, "Unemployment Contingencies, Miscellaneous Expenses"
to Bond Fund 118-1A, "Bituminous Treatment of Slag Surfaced Streets"

\$ 400.00 from Bond Fund 118-4, "Repairs and Improvements to Water Lines"
to Bond Fund 118-10, "Unemployment Projects, Auto Transportation for Overseers"

Also

No. 4731. An Ordinance creating and establishing a Bureau of Compensation Claims in the Department of Law of the City of Pittsburgh, and providing for the powers, duties and organization thereof, and for the salaries of employees of said Bureau.

Also

No. 4732. Petition of Andrea Veri, et al., for settlement of claims against the City of Pittsburgh for damages by reason of the overflow of the Boundary Street Sewer.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 4733. Communication from the Fidelity Trust Company, Executors of the Estate of Frederick C. Renziehausen, deceased, relative to the purchase of lot on S. 18th Street, near Patrick street, which will make a splendid entrance to the playground from S. 18th Street.

Also

No. 4734. Communication from Thomas J. Fitzgerald, 5009 Second avenue, representing the estate of James J. Ricketts, owner of property at 5234 Gertrude street, 15th Ward, relative to delinquent water bill on that property, amounting to \$468.25.

Also

No. 4735. Communication from

Mrs. Albert Goff, 302 Warrington avenue, submitting bill for injuries sustained and damages to clothes, etc., by reason of fall on Warrington avenue, Allentown.

Also

No. 4736. Communication from Lions Club, Oakland, requesting a hearing regarding the inadequate condition of the Police and Fire Bureaus.

Also

No. 4737. Communication from the Lions Club, North Side, Pittsburgh, requesting an increase in police force to insure protection to the people of the North Side.

Which were severally read and referred to the Committee on Finance.

Also

No. 4738. Communication from residents of 500 block Kirk avenue, 29th Ward, relative to having Kirk avenue sewerred.

Also

No. 4739. Communication from F. M. Shaffer, 1429 Straka street, 28th Ward, relative to the condition of alley at the corner of Fire way and Easter way.

Which were read and referred to the Committee on Public Works.

Also

No. 4740. Communication from the Lions Club of Oakland, requesting that Council rescind action taken regarding the removal of two senior battalion chiefs (Deputy Chiefs) and one battalion chief in the Bureau of Fire.

Which was read and referred to the Committee on Public Safety.

Also

No. 4741. Communication from Walter C. Shaul, 7250 Verona boulevard, requesting a hearing relative to his charges of conditions at Leech Farm.

Also

No. 4742. Communication from Mrs. Mary Vatter, 1732 Strata way, relative to the closing of Line street, from Dartmore street to Saw Mill Run boulevard; also complaining of chicken

coops on Parkfield street to Fairland street.

Which were read and referred to the Committee on Health and Sanitation.

Also

No. 4743. Communication from the National Unemployment Councils of Western Pennsylvania asking for a hearing on the question of providing relief for the unemployables after December 1, 1935.

Which was read and referred to the Committee on Finance.

Also

No. 4744. An Ordinance providing for the letting of a contract or contracts for the cleaning of the exterior of the Carnegie Free Library of Allegheny building, and providing for the payment thereof.

Which was read and referred to the Committee on Parks and Libraries.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4745. Report of the Committee on Finance for November 6, 1935, transmitting an ordinance and sundry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4663. An Ordinance entitled, "An Ordinance authorizing and directing the City Controller to employ the firm of Hosack, Specht, Conniff & Wood, Accountants and Auditors, to make an examination of records in order to establish the right of the City of Pittsburgh to refunds of Federal Taxes, and providing for payment of services therefor."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4231. Resolution authorizing the issuing of a warrant in favor of Elizabeth Hertzig and August Hertzig, her husband, 365 Camfield street, City, in the sum of \$150.00, in full settlement of their claim against the City of Pittsburgh for personal injuries sustained by Mrs. Hertzig on April 3, 1935, on cinder path at about 37 Camfield street, and charging same to Code Account No. 42, Contingent Fund.

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4326. Resolution authorizing the issuing of a warrant in favor of Michael Munroe, 511-56th St., City, in the sum of \$150.00, in full settlement of his claim against the City of Pittsburgh for all past, present and future damages sustained by reason of a slide on his property at the above address, caused by excessive drainage from Camelia street and vicinity, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4665. Resolution authorizing and directing the City Controller to transfer the sum of \$375.00 from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, as follows:

To Code Account No. 1646,
Wages, Temporary Employees,
Oct. to Dec. Boardwalks and
Steps, \$175.00

To Code Account No. 1647,
Materials, Boardwalks and
Steps, \$200.00

for the purpose of providing funds for the replacement of steps on Clover street, between Arlington and Salisbury streets, and authorizing and directing the Director of the Department of Public Works to proceed with the replacement of said steps.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4670. Resolution authorizing and directing the City Controller to transfer the following sums from and to certain code accounts, Department of Public Works:

\$350.00 from Code Account No. 1583, Materials, Bridge Repainting, City Force, to Code Account No. 1549, Miscellaneous Services, Div. of Construction;

\$ 50.00 from Code Account No. 1541, Repairs, Div. of Surveys, to Code Account No. 1540, Supplies, Div. of Surveys.

In Finance Committee, Nov. 6, 1935. Read and amended by adding at the end of the resolution, the following:—"\$20.00 from Code Account 1796, Repairs, to Code Account 1794, Supplies, Bureau of Light," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes in Council being in the affirmative, the resolution passed finally.

Mr. McArdle also presented

No. 4746. Report of the Com-

mittee on Finance for November 8, 1935, transmitting a resolution to council.

Which was read, received and filed.

Mr. McArdle moved

A suspension of Rule VIII, providing for mailing of printed copies of all ordinances and resolutions to each member of Council at least 48 hours previous to the final consideration of such papers by Council.

Which motion prevailed.

Mr. McArdle also presented, with an affirmative recommendation,

Bill No. 4614. Resolution authorizing and directing the City Controller to transfer the sum of \$5000.00 from Bond Fund 122-24, Sewers, to Bond Fund 122-26, Sealing of Mines.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 4747. Report of the Committee on Public Works for November 6, 1935, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4667. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Brandon road, from a point about 135 feet east of Kleber street to the existing sewer on Kleber street, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of

a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4668. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on East sidewalk of Ordinance avenue, from a point about 170 feet South of Louisiana avenue to existing sewer on South sidewalk of Louisiana avenue, including as may be necessary the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4669. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the North sidewalk of Fair Oaks street, from a point about 85 feet East of Bennington avenue to the existing sewer on the north sidewalk of Fair Oaks street opposite Inverness avenue, including as may be necessary the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher, at this time, called up Bill No. 3894. Communication

from the Mayor returning without approval Bill No. 3696, Resolution accepting Deed from Frederick C. Renziehausen Estate for property to be known as "The Sophia Evert Playgrounds No. 3," in 27th Ward.

In Council, July 29, 1935, Read and laid on the table for the present.

Which was read.

Also

Bill No. 3693. Resolution accepting the offer of the Executors and Trustees of the Estate of Frederick C. Renziehausen, deceased, to convey by deed of gift to the City of Pittsburgh, for the purposes of a playground, to be known as "Sophia Evert Playgrounds No. 3", certain property in the 27th Ward at the Northeast corner of Sorrell avenue and Marshall avenue.

In Council, July 29, 1935, Read and laid on the table for the present.

Which was read.

The Chair stated

That he believed the bill had been laid over for too long a period to be passed over the objections of the Mayor, but if Council insisted, he (the Chair) would put it to a vote.

Mr. Kane moved

That the resolution be laid over until an opinion is furnished by the Law Department as to the legality of Council's passing it over the Mayor's veto at this time.

Which motion prevailed.

The Chair took up

Bill No. 4704. Communication from the Mayor returning without approval Bill No. 4500, Ordinance amending Section 75, Bureau of Water, Herron Hill Pumping Station, of Salary Ordinance of January 2, 1935.

In Council, Nov. 4, 1935, Read and laid on the table.

Which was read, received and filed.

Also

Bill No. 4500. An Ordinance entitled, "An Ordinance amending Section 75, Bureau of Water, Herron Hill Pumping Station, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935."

In Council, Nov. 4, 1935, Bill returned without Mayor's approval and laid on the table.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Noes:—Messrs.

Demmler	Magee
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Huston

Ayes 6. Noes 3.

And there being two-thirds of the votes of Council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

The Chair presented

No. 4748.

CITY OF PITTSBURGH,
Office of the Mayor.

November 6, 1935.

President and Members of Council,
City of Pittsburgh.
Gentlemen:

I am returning herewith Ordinance No. 4583 without my signature since the Department of Public Safety was not consulted in this matter and does not approve of the same; and the report of Richard L. Smith, whose judgment I am satisfied is worth your consideration, informs me as follows:

"From the standpoint of efficient operation of our Fire Bureau, this should never have been done. From the standpoint of economy, it should not have been done. Our people are surely entitled to proper and adequate protection from the dangers of fire, both to their lives and property, and any action taken by those in authority that takes that protection away or weakens that protection beyond the point of efficient operation, based on experience and certain standards set by that experience, not alone in our city but in others throughout the country, for any purpose whatsoever, is, I honestly think, flying in the face of Providence and unnecessarily laying our City open to a catastrophe which might occur and the history

of American fire service teaches us, does occur".

Furthermore, the Lions Club of Oakland protests against this, stating, "This small savings should not be placed before the saving of lives, properties of the residents, businessmen, Hospitals, Apartment dwellings and other Institutions".

Very truly yours,

WM. N. McNAIR,

Mayor.

Which was read, received and filed.

Also

Bill No. 4583. An Ordinance entitled, "An Ordinance amending a portion of Section 40, Department of Public Safety, Bureau of Fire, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935, and the several amendments thereof and supplements thereto."

In Council, Oct. 28, 1935, Bill read, rule suspended read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Huston
Evans	Kane
Gallagher	McArdle

Noes:—Messrs.

Demmler	Garland (Pres't)
Magee	

Ayes 6. Noes 3.

And there being two-thirds of the votes of Council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

MOTIONS AND RESOLUTIONS.

Mr. McArdle moved

That the Minutes of Council of Monday, November 4th; Thursday, November 7th, and Friday, November 8th, 1935, be approved

Which motion prevailed.

Thos. M. Benner, being given the privilege of the floor, said:

Mr. President and Members of

Council:-- As arranged, a meeting was held in the District Attorney's office this morning at 11:00 o'clock, on the Mandamus Proceedings against Hon. Wm. N. McNair, Mayor, and the Mayor sent his Secretary.

Mr. Langfitt and Mr. Colvin represented the District Attorney, who is out of the City.

The Mayor's Secretary was very insistent that the Equity case against the City increasing the indebtedness should be disposed of first, and we discussed the matter off and on for about an hour and did not get anywhere.

Mr. Park, as I said, is out of the City and will not return until the latter part of the week, and Mr. Langfitt and Mr. Colvin refused to take any action until Mr. Park's return.

The Chair said:

In the meantime, how is the other case progressing?

Mr. Benner said:

It is not progressing at all, except in the ordinary routine way. There should have been a demurrer filed to that bill, but instead of that they filed answers raising disputed questions of fact, and they will have to go down for trial, and unless advanced, will not come up until the first week in December.

Mr. Anderson arose and said:

What is your advice to the Council, under the circumstances?

Mr. Benner said:

I think a taxpayer could intervene in that action and perhaps get more expeditious action in the case.

Mr. Anderson said:

Before the District Attorney returns?

Mr. Benner said:

I was speaking about the equity case. The Mandamus case is in the District's Attorney's office, and no action will be taken until he returns, which will be the latter part of this week.

Mr. Anderson said:

Your advice is then to wait until the District Attorney returns?

Mr. Benner said:

Yes, sir; that is my advice. This is Tuesday and Mr. Park will not return to Friday.

And on motion of Mr. Anderson

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, November 18, 1935

No. 58.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, November 18, 1935

Council met.

Present:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	Garland (Pres't)

Absent:—Mr. McArdle

PRESENTATIONS.

Mr. Anderson presented

No. 4749. Communication from the Department of Public Safety asking that prompt action be taken on the Towing Ordinance now pending in the Committee on Public Safety.

Which was read and referred to the Committee on Public Safety.

Mr. Demmler presented

No. 4750. An Ordinance locating Fifth avenue, in the 4th Ward of the City of Pittsburgh, at a vari-

able width at the intersection of Oakland avenue and at the intersection of Bouquet street, by revising the lines thereof and including Fifth avenue, as at present opened, within the lines of Fifth avenue as located.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 4751. An Ordinance authorizing the Director of the Department of Public Welfare to appoint Medical and Surgical Consultants for the Pittsburgh City Home and Hospitals at Mayview, Pennsylvania, and fixing the compensation for services rendered by said Consultants.

Which was read and referred to the Committee on Finance.

Mr. Huston presented

No. 4752. Resolution authorizing and directing the City Controller to make the following transfers, aggregating \$6,000.00, within the Department of Public Health:—

From Code Acct. 1206, Salaries,	
To Code Acct. 1231, Supplies,	
Tuberculosis Hospital,	\$1400.00
From Code Acct. 1216, Salaries,	
To Code Acct. 1231, Supplies,	
Tuberculosis Hospital,	1700.00
From Code Acct. 1270, Salaries,	
To Code Acct. 1231, Supplies,	
Tuberculosis Hospital,	900.00
From Code Acct. 1221, Salaries,	
To Code Acct. 1239, Supplies,	
Municipal Hospital,	500.00
From Code Acct. 1235, Salaries,	
To Code Acct. 1239, Supplies,	
Municipal Hospital	650.00
From Code Acct. 1236, Salaries,	
To Code Acct. 1239, Supplies,	
Municipal Hospital,	850.00

Also

No. 4753. Resolution authorizing and directing the City Controller to transfer the sum of \$800.00 from Code Account 1263, Salaries, Division of Plumbing, and the sum of \$3200.00 from Code Account 1275, Salaries, Bureau of Food Inspection, to Code Account 1234, Equipment, Tuberculosis Hospital, all within the Department of Public Health.

Which were read and referred to the Committee on Finance.

Also

No. 4754. An Ordinance amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses, and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals, and imposing penalties," approved August 9, 1923, by changing the Zone Map, Sheet Z—N20—E30, so as to change from a "B" Residence Use District to a Commercial Use District, all that certain property bounded by North Negley avenue, Hays street, Samantha way and the line dividing lots 98 and 99 in "Negley Place Plan" laid out by H. S. A. Stewart.

Which was read and referred to the Committee on Public Works.

Also

No. 4755. An Ordinance amending a portion of Section 1 of an Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the alterations and additions to the present Children's Pavilion at the Tuberculosis Hospital, located on the Leech Farm, 12th Ward, Pittsburgh, Pa." approved July 9th, 1935.

Also

No. 4756. An Ordinance pro-

viding for the letting of a contract or contracts by the Mayor and the Director of the Department of Public Health for the collection, removal and disposal of garbage and rubbish within the limits of the City of Pittsburgh for a period of one year from January 1st, 1936.

Which were read and referred to the Committee on Health and Sanitation.

Mr. Kane presented

No. 4757. An Ordinance opening DuBois street, in the 20th Ward of the City of Pittsburgh, from the northerly line of the Orchard Place Plan of Lots to Chartiers avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 4758. An Ordinance widening DuBois street, in the 20th Ward of the City of Pittsburgh, from a point 76.0 feet north of Idola street to a point 86.70 feet south of Idola street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 4759. Petition for the reconstruction of the Toboggan Street Steps, North Side.

Also

No. 4760. Communication from the Department of Public Works advising of extra work on contract with George H. Soffel Company for installing heating system in the North Side Market House.

Also

No. 4761. Report of the Department of Public Works relative to status of Unemployment Relief Projects, including Reconstruction of Boardwalks and Steps, Dirt Street Improvements, Completion of Parks, Streets Run Sewer, etc.

Also

No. 4762. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for pro-

posals and to award a contract or contracts for the rental of construction equipment and motor trucks required for use on improvements, on construction or reconstruction, on repairs, on maintenance, or on any other operation, authorized to be done by City forces or by forces otherwise provided in the Department of Public Works, and providing for the payment of the costs thereof.

Also

No. 4763. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the furnishing of labor, material and/or services necessary for the construction, reconstruction, maintenance, repair and/or operation of buildings, structures, equipment, tools and other property and their appurtenances of the City of Pittsburgh in the custody of the Department of Public Works, for the calendar year 1936, and providing for the payment of the costs thereof.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4764. An Ordinance authorizing, empowering and directing the Director of the Department of Public Safety to grant pass days and vacations to the uniformed members and employees of the Bureau of Fire, and providing payment of their compensation.

Which was read and referred to the Committee on Finance.

Mr. Magee presented

No. 4765. An Ordinance amending Section One of an Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of One (1) Auto Truck and One (1) Auto Sedan for the Bureau of Parks, Department of Public Works, and providing for the payment thereof", approved September 7, 1935.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Magee (for Mr. McArdle) presented

No. 4766. An Ordinance accepting a tract of land in the Fifth ward from Dr. Robt. A. Woods to be used as a playground.

Also

No. 4767. Resolution authorizing and directing the City Controller to make the following transfers within the code accounts of the Bureau of Water:

FROM

Code Account No. 1750, Soda Ash & Chlorine,	\$2200.00
TO	
Code Account No. 1781, Temporary Laborers (Oct. to Dec., 1935),	\$ 500.00
Code Account No. 1783, Miscellaneous Services,	1500.00
Code Account No. 1784, Supplies,	100.00
Code Account No. 1785, Materials,	100.00
	<hr/> \$2200.00

Also

No. 4768. Resolution authorizing and directing the City Controller to make the following transfers within the code accounts of the Bureau of Highways & Sewers, and Division of Garage & Repair Shop, Department of Public Works:—

FROM CODE ACCOUNT

No. 1620, Repairs, Buildings,	\$ 100.00
No. 1649, Cinders, Slag and Freight Fund,	700.00
No. 1613, Wages, Stables and Yards,	800.00
	<hr/> \$1600.00

TO CODE ACCOUNT

No. 1514, Supplies, Division of Garage and Repair Shop,	\$1500.00
No. 1516, Repairs, Division of Garage and Repair Shop,	100.00
	<hr/> \$1600.00

Also

No. 4769. Resolution authorizing and directing the City Controller to transfer the sum of \$375.00 from Code Account No. 1126, Salaries, to Code Account No. 1128, Miscellaneous Services, Department of Supplies.

Also

No. 4770. Resolution authorizing and directing the City Controller to transfer the sum of \$300.00 from Code Account No. 1892, Bureau of Parks, to Code Account No. 1777, Temporary Wages, Distribution Division, Bureau of Water, for the purpose of employing a Bricklayer for a period of twenty-five days at \$12.00 per day, to be assigned to the Phipps Conservatory, Schenley Park.

Also

No. 4771. Resolution authorizing the issuing of a warrant in favor of Saul Mallinger, trading as Warwick Bottling Company, 1205 Forbes street, City, in the sum of \$350.00, in full settlement of his claim against the City of Pittsburgh for property damage sustained September 7, 1935, by reason of a broken water main at Forbes and Magee streets, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 4772. An Ordinance authorizing the leasing to the South Side Market House Association of the first floor of the South Side Market House.

Also

No. 4773. An Ordinance authorizing the leasing to Richard Viert-haler of Storeroom No. 3-A in the North Side Market House.

Also

No. 4774. An Ordinance authorizing the leasing to the Variety Nut Company, a Pennsylvania Corporation, of Storeroom No. 3-B in the North Side Market House. *

Also

No. 4775. An Ordinance providing for the fixing of dog and kennel licenses within the City of Pittsburgh; the duties of the City Treasurer in connection with the collection thereof; the creation of the position of Dog License Collector, and fixing the duties and compensation of the Collector.

Also

No. 4776. An Ordinance amending the title and Section One of Ordinance No. 41, approved March 1, 1933, O. B. No. 45, page 155, entitled, "An

Ordinance regulating the doing of business by itinerant wholesale produce dealers vending food products from vehicles on the streets of the City of Pittsburgh".

Also

No. 4777. Communication from the Department of Law submitting statement of claims and counter-claims of the City of Pittsburgh vs. County of Allegheny.

Also

No. 4778. Communication from the Department of Public Works submitting report of the Bureau of Highways & Sewers on their budget requests for 1936.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 4779. Communication from Charles J. Lang, 438 Oliver building, suggesting that the Natatorium on Duquesne way, be taken over by the City.

Also

No. 4780. Communication from Mrs. Emily Rees regarding alleged payment due her for work.

Also

No. 4781. Petition in re: Sam Herman, 766 Anaheim street, 5th Ward, Pittsburgh, Pa., for reimbursement of taxes erroneously paid on property in the Fifth ward.

Also

No. 4782. Communication from Frederick W. Miller, Esq., Berger building, relative to the property of the Manchester Auto and Machine Company, Columbus avenue, N. S.

Also

No. 4783. Communication from Annie Shaffer, 404 Grace street, relative to stream pollution of the Allegheny River Water Shed and suggesting that the co-operation of the Department of Agriculture and C. C. C. forces be obtained relative to the pollution of Crooked creek.

Also

No. 4784. Communication from Grace V. Hays asking that the City

take over the Natatorium on Duquesne way as a municipal activity.

Also

No. 4785. Communication from the South Side Advancement Association stating that the present leasing arrangement of the South Side Market has been satisfactory and should be continued.

Also

No. 4786. Communication from Daniel F. Bradford asking that the City take over the Natatorium as a municipal activity.

Which were severally read and referred to the Committee on Finance.

Also

No. 4787. Communication from Harry P. Burns, Esq., 977 Union Trust building, relative to damage done to property belonging to William J., Belle A., and John H. Hanna, heirs of Mary E. Hanna, deceased, located at 34 Lettsche street, 25th Ward, by reason of water from Olive street running over City lot and onto this property.

Also

No. 4788. Communication from John R. Herring, 60 Moredale street, 29th Ward, relative to the condition of Whited and Moredale streets.

Also

No. 4789. Communication from Bon Air Civic Association relative to the dangerous condition of Bon Air avenue, between Camfield and Tarra-gonna streets, by reason of rocks overhanging the roadway.

Also

No. 4790. Communication from residents of Hackney street, N. S., requesting that steps leading from East street to McNaugher school, which were removed, be replaced.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4791. Communication from Elmer L. White, 404 Westinghouse building, relative to hazards caused by airplanes flying over Pitt Stadium during football games.

Which was read and referred to the Committee on Public Safety.

Also

No. 4792. Certificate of Acceptance by Allegheny County Authority of the provisions of Ordinance No. 299 of the City of Pittsburgh giving consent to Allegheny County Authority to construct Highland park bridge.

Which was read, received and filed.

REPORTS OF COMMITTEES.

Mr. Magee (for Mr. McArdle) presented

No. 4793. Report of the Committee on Finance for November 13, 1935, transmitting sundry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4232. Resolution authorizing the issuing of a warrant in favor of Michael Donahue and Margaret Donahue, in their own rights and as parents and next friends of Richard Donahue, their minor son, 1206 Brookline boulevard, Pittsburgh, Pa., in the sum of \$150.00, in full settlement of their claims against the said City for personal injuries sustained by Richard Donahue on April 28, 1935, on Creedmoor avenue at Clipper way, and charging same to Code Account No. 42, Contingent Fund.

Which was read

Mr. Magee moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4712. Resolution au-

thorizing and directing the City Solicitor to employ expert engineers, certified public accountants, real estate witnesses and such other assistance as he deems necessary to accumulate evidence for, and to testify in connection with the prosecution of the complaint filed against the South Pittsburgh Water Company before the Public Service Commission, and to incur such other reasonable expenses; the entire cost of such employment and expenses not to exceed \$25,000.00, and authorizing the issuing of warrants not exceeding said amount, and charging same to Code Account No. 1080.

Which was read.

Mr. Magee moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4719. Resolution authorizing the issuing of a warrant in favor of A. G. Holmes in the sum of \$2,226.66, for services as Chairman of the Board of Adjustment from February 15th to October 15th, 1935, and charging same to Code Account No. 1117, Salaries Regular Employees, Board of Adjustment.

Which was read.

Mr. Magee moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4558. Resolution declaring that certain property condemned for public park purposes is no longer needed for park or public purposes, and that the same be sold to John L. Lewis and M. P. Garrigan, being described as follows: Beginning on the easterly side of Ensign avenue at the first angle South of Intervale street; thence along the westerly line of property condemned for public park purposes by Ordinance No. 74, Series 1935, North 6° 21' 48" West for the distance of 380.15 feet to a point; thence in a southerly direction by the arc of a curve, deflecting toward the East, having a radius of 650 feet and a central angle of 30° 50' 48" for the distance of 349.94 feet to a point; thence South 56° 37' 36" West for the distance of 103.20 feet to the place of beginning, containing 12,061.4 sq. ft.

Which was read.

Mr. Magee moved

A suspension of the rule to allow the second and third readings and the rule having been suspended Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4715. Resolution authorizing and directing the Department of Law to request Edward N. Jones, State Administrator of Works Progress Administration, to furnish not less than ten engineers, who shall work

under the direction and control of the said Department of Law and whose qualifications shall be satisfactory to said Department, for the purpose of securing a thorough and complete inventory of the entire physical assets of the South Pittsburgh Water Company to be used in rate case filed with the Public Service Commission.

Which was read.

Mr. Magee moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes in Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4726. Resolution authorizing and directing the City Controller to transfer the sum of \$7000.00, as follows:

\$4,000.00 from Code Account No. 49, Interest on Contracts;

3,000.00 from Code Account No. 1056, Controller's Postage, to

Code Account No. 1047, Wages, Temporary Employees, Department of City Controller.

Which was read.

Mr. Magee moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council

being in the affirmative, the resolution passed finally.

Also

Bill No. 4730. RESOLVED, That the City Controller be and he is hereby authorized and directed to transfer the sums of:

\$3,000.00 from Bond Fund 118-7A, "Unemployment Contingencies, Engineering Expenses" to Bond Fund 118-1, "Repair and Improvement of Unimproved Streets"

\$1,000.00 from Bond Fund 118-7A, "Unemployment Contingencies, Engineering Expenses" to Bond Fund 118-15, "Repair and Improvement of Playgrounds"

\$3,200.00 from Bond Fund 118-2D, "Sophia Evert Playground No. 1"

to Bond Fund 118-15, "Repair and Improvement of Playgrounds"

\$1,000.00 from Bond Fund 118-7, "Unemployment Contingencies, Miscellaneous Expenses" to Bond Fund 118-1A, "Bituminous Treatment of Slag Surfaced Streets"

\$ 400.00 from Bond Fund 118-4, "Repairs and Improvements to Water Lines"

to Bond Fund 118-10, "Unemployment Projects, Auto Transportation for Overseers"

Which was read.

Mr. Magee moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution

tion passed finally.

Also

Bill No. 4711. Resolution authorizing the appointment by the Mayor of the Aviation Commission of Pittsburgh, to consist of five citizens of Pittsburgh.

Which was read, and on motion of Mr. Kane, recommitted to the Committee on Finance.

Mr. Magee presented

No. 4794. Report of the Committee on Parks and Libraries for November 13, 1935, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4744. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the cleaning of the exterior of the Carnegie Free Library of Allegheny building, and providing for the payment thereof."

Which was read.

Mr. Magee moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

UNFINISHED BUSINESS.

The Chair took up

Bill No. 4605. Resolution authorizing the City Solicitor to make a settlement of the claim of the City

against the property of Albert C. Shipley, at No. 22 Fairland avenue, 32nd Ward, for the sum of \$200.00; upon the payment of which, and the further payment of all taxes up to date, authorizing the City Solicitor to satisfy the grading, paving and curbing claim of \$450.00 in full.

In Council, Nov. 4, 1935, Read and laid over pending receipt of report from Law Department.

Which was read a second time.

The Chair also presented
No. 4795.

City of Pittsburgh, Penna.,
Department of Law,

November 4, 1935.

Subject: Resolution of Council authorizing City Solicitor to settle claim against Albert C. Shipley for \$450 by accepting sum of \$200.

The Honorable,
The Finance Committee of Council.
Gentlemen:—

Referring to your letter of Oct. 30, 1935, in connection with Bill No. 4605, containing a resolution authorizing the City Solicitor to settle the claim of the City against real estate of Albert C. Shipley for the sum of \$200.00 plus payment of all taxes to date, please be advised that the aforesaid Bill is hereby approved by this Department.

Very truly yours,

WILLIAM D. GRIMES,
City Solicitor.

Which was read, received and filed.

And the resolution having been read a second time, Mr. Kane moved

A suspension of the rule to allow the third reading and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

The **Chair**, at this time, presented No. 4796.

City of Pittsburgh,
Office of the Mayor,
November 14, 1935.

To the President and Members
of City Council.

Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, William K. Beltz, 6212 Hampton street, to the position of member of the Board of Property Assessors.

Very truly yours,

WM. N. McNAIR,
Mayor.

Which was read, and on motion of Mr. **Anderson**, referred to the Committee on Finance.

Mr. **Demmler** stated that he was calling up at this time for further consideration, at the request of Mr. **Boscia**,

Bill No. 4592. Communication from the Mayor appointing A. Arthur **Boscia** as a member of the Board of Property Assessors.

In Council, Oct. 28, 1935. Read and laid on the table.

Which was read, received and filed.

Also

Bill No. 4656. Resolution approving and confirming the appointment by the Mayor of A. Arthur **Boscia** as a member of the Board of Property Assessors.

In Council, Oct. 28, 1935. Read and laid on the table.

Which was read.

And on the question, "Shall the resolution be adopted?"

Mr. **Anderson** arose and said:

Mr. President:— If it is agreeable to the maker of the motion, I would ask that this bill be laid on the table for the present.

I spoke to some members of the Pittsburgh Real Estate Board about the personnel of the Assessors Office. There are a number of suits filed in court and protests on file against the valuations placed on certain properties by the Board of Property Assessors.

When these suits come up in Court, it is necessary for this department to go outside the department and employ witnesses to testify for the City. I feel, and I think most of the men on the Real Estate Board feel, that there should be some one who can qualify as an expert in the department instead of going outside and engaging experts and paying them anywhere from \$25.00 to \$50.00 a day. It is becoming a joke: the idea of having a department with none of its employees qualified to testify in court, and at the same time making it necessary for the City to hire a man who was there and pay him as much for a week's service as he received in a month.

There are three vacancies in this department. We should ask the Real Estate Board, or the Building Owners & Managers Association, to recommend three men to the Mayor to fill these vacancies and save the money that it is necessary for the City to pay out for expert witnesses. I think we should have some men in the department who can qualify as experts. The City is entitled to that, and I will not vote for a man unless he can qualify as an expert in the courts.

The **Chair** said:

I might remind the speaker that this matter has been before Council on a number of occasions, and we have been advised that the members of the Board of Property Assessors are disqualified from testifying as witnesses for the City in cases taken to Court. We should ask the Law Department for an opinion on that question. Personally, I don't think our Property Assessors can qualify as experts.

Mr. **Demmler** arose and said:

Mr. President:— I would like again to state that this bill is called up at the request of Mr. **Boscia**.

Mr. **Anderson** said:

Mr. President:— I have no objection to that. I am ready to vote on his name.

And the question recurring on the adoption of the resolution, the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Garland (Pres't)

Magee

Noes:—Messrs.

Anderson

Huston

Evans

Kane

Gallagher

Ayes 3. Noes 5.

And a majority of the votes of Council being in the negative, the motion was rejected.

Mr. Demmler stated that he was calling up at this time for further consideration, at the request of Miss Doyle.

Bill No. 4593. Communication from the Mayor appointing Miss Julia M. Doyle as a member of the Board of Adjustment.

In Council, Oct. 28, 1935, Read and laid on the table.

Which was read, received and filed.

Also

Bill No. 4658. Resolution approving and confirming the appointment by the Mayor of Miss Julia M. Doyle as a member of the Board of Adjustment.

In Council, Oct. 28, 1935, Read and laid on the table.

Which was read.

And on the question, "Shall the resolution be adopted?"

The ayes and noes were ordered taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Magee

Evans

Garland (Pres't)

Noes:—Messrs.

Anderson

Huston

Gallagher

Kane

Ayes 4. Noes 4.

And there not being a majority of the votes of Council in the affirmative, the motion did not prevail.

MOTIONS AND RESOLUTIONS.

Mr. Kane moved

That the President of Council be requested to call a Conference between the Council, the Mayor and the City Controller on Tuesday, November 19, 1935, at 2 o'clock, P.M., in the Council Chamber, to consider the question of relief for the unemployed of the City of Pittsburgh.

Which motion prevailed.

The Chair, at this time, presented

No. 4797. Communication from C. W. Shoup, Executive Secretary, Allegheny County Real Estate Owners and Taxpayers' League requesting Council, in consideration of 1936 budget, to fix a rate of tax levy on the status of 100% collection on current taxes of 1936, less a reasonable amount set up as a reserve.

Which was read and referred to the Committee on Finance.

The Chair also presented

No. 4798. WHEREAS, The citizens of this City were greatly shocked to learn of the death of James F. Malone on Thursday morning, November 7, 1935, after his election, on November 5, as a member of the Board of Commissioners of Allegheny County; and,

WHEREAS, James F. Malone, was a life-long resident of this City. Born on August 28, 1878, at Penn avenue and Thirtieth street, he first entered the public service on January 22, 1918, when Mayor E. V. Babcock appointed him Director of the Department of Supplies, which position he filled until 1922, when he was elected a member of City Council, and served until 1930; having been President of that body in 1928 and 1929.

He was also a member of the City Planning Commission from January 1, 1922 to April 13, 1931.

During his public life, he gave unstintingly of his time and talents, and was a conscientious and capable public servant.

His passing will be a great loss to this community, and his smiling countenance will be sadly missed by his great host of friends. Therefore, be it

RESOLVED, That the Mayor and the Council of the City of Pittsburgh, take this means of expressing their deep sense of sorrow and loss in the death of James F. Malone, and in order that these sentiments may be conveyed to his family, be it further

RESOLVED, That these Resolutions be spread in full upon the records of Council, and that an engrossed copy be transmitted to the family.

Which was read.

Mr. Gallagher moved

The adoption of the resolution.

Which motion prevailed by an unanimous rising vote.

Mr. Gallagher moved

That the Minutes of Council of

Tuesday, November 12th, 1935, be approved.

Which motion prevailed.

And on motion of Mr. Kane

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, November 25, 1935

No. 59.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, November 25, 1935.

Council met.

Present:—Messrs.

Anderson Kane

Demmler Magee

Evans McArdle

Gallagher Garland (Pres't)

Huston

PRESENTATIONS.

Mr. Anderson presented

No. 4799. Communication from the Firemen's Relief and Pension Fund of the City of Pittsburgh asking for an increase in appropriation for 1936.

Which was read and referred to the Committee on Finance.

Mr. Demmler presented

No. 4800. An Ordinance granting permission to the Pennsylvania Railroad Company to extend a railroad siding across 38th Street for a

distance of 40.00 feet in the Sixth ward of the City of Pittsburgh, Pa.

Also

No. 4801. Petition for the vacating of Pawling way, from Denniston street to the easterly terminus of said Pawling way.

Also

No. 4802. An Ordinance, vacating Pawling way, in the 7th Ward of the City of Pittsburgh, from Denniston street to the easterly terminus hereof.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 4803. Communication from the Chamber of Commerce asking for 30 minute parking on all streets in the wholesale district.

Which was read and referred to the Committee on Public Safety and hearing arranged for Wednesday, November 27th, 1935, at 3:00 P. M.

Mr. Evans presented

No. 4804. WHEREAS, On reliable authority from records of the Pittsburgh Real Property Inventory there is a real and potential shortage of housing approximating upwards of twenty-seven thousand units in the City of Pittsburgh; and,

WHEREAS, There have been demolished during the past twenty months approximately 1500 dwellings that were unfit, unsanitary and unsafe, under the program of the Bureau of Building Inspection and the Bureau of Sanitation; and,

WHEREAS, There is an unquestionable need for reemployment in the

building and related trades in this community; and,

WHEREAS, One project, known as H 3102, located within the City of Pittsburgh, has been recommended by the Pittsburgh Advisory Committee on Housing to the Housing Division of the Federal Emergency Administration of Public Works, to cost approximately \$4,000,000, and employing 1500 men for one year, on which site options were taken and tentative site plans prepared at considerable expense, and was approved by the Housing Division; and,

WHEREAS, This project was suspended because of the recent curtailment of the Housing Division's program; and,

WHEREAS, Since the curtailment of this program and the suspension of the Pittsburgh project, five additional projects have been approved totaling \$9,935,000., all but one of which were in cities considerably smaller than Pittsburgh; be it, therefore,

RESOLVED, By the members of Council of the City of Pittsburgh here assembled, that the Federal Emergency Administration of Public Works be urgently requested to reinstate in its program the proposed Pittsburgh housing project referred to above and that the Administrator of Public Works, Mr. Harold L. Ickes, give the reason or reasons why Pittsburgh, one of the twelve largest cities in the Country, has been excluded from the national housing program to date, and that a copy of this resolution be given to Mr. Ickes in person by a member of Pittsburgh City Council.

In Committee on Public Works, November 20, 1935, read and amended and, as amended, adopted.

Which was read, received and filed, and ordered printed in full in the record.

Mr. Gallagher presented

No. 4805. Resolution authorizing and directing the City Controller to transfer the sum of \$4,000.00 from Code Account 1325, Salaries, Regular Employees, Pittsburgh City Home and Hospitals, Mayview, Pa., to Code Account 1352, Wages, Regular Employees, Mayview Coal Mine.

Which was read and referred to the Committee on Finance.

Mr. Huston presented

No. 4806. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Furniture and Furnishings, Tableware, Bedding, and Hospital Equipment for the Leech Farm Sanatorium, Department of Public Health, and providing for the payment thereof.

Also

No. 4807. Communication from the Department of Public Health relative to the construction of an incinerator plant on proposed Herr's Island site.

Which were read and referred to the Committee on Health and Sanitation.

Mr. Kane presented

No. 4808. Communication from Charles A. Woods, Jr., of the law firm of Dickie-Robinson & McCamey, relative to claim of John F. Kunz Company (Bill No. 253) for extra work on contract for construction of the Mt. Washington Roadway Extension, which claim was referred to a Board of Arbitration.

Also

No. 4809. An Ordinance appropriating an easement of a strip of ground of sufficient width to contain a relief sewer on private property of C. G. Hussey & Company, from Second avenue to the Monongahela river, and providing for adjudication of damages occasioned thereby.

Also

No. 4810. An Ordinance amending a portion of Section 2 of Ordinance No. 349, approved December 13th, 1934, entitled "An Ordinance authorizing and directing the grading to a width of Forty (40) feet, paving and curbing of McCaslin street, from Greenfield avenue to Bigelow street, including the laying of water lines, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the cost, damage and expenses of the same

be assessed against and collected from the property specially benefited thereby, increasing the estimated cost from \$50,000.00 to \$55,684.31, and providing, further, for the payment of the City's share of the cost.

Also

No. 4811. An Ordinance authorizing and directing the construction of a public sewer to Milan avenue and the west sidewalk and roadway of Birchland street, from a point about 450 feet east of Birchland street to the existing sewer on Birchland street, at Dahlia way, including, as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4812. An Ordinance authorizing and directing the construction of a public sewer on the west sidewalk and roadway of Jacob street, from Roseville street to the existing sewer on the east sidewalk of Jacob street, at Brookline boulevard, including, as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4813. An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk and roadway of Theima street, on unnamed way and across Superior avenue, from a point about 100 feet west of Shadeland avenue to the existing sewer on Superior avenue, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4814. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of a retaining wall on the northerly side of Hartford street, between Arlington avenue and Fritz street, and authorizing the setting aside of the sum of Three Thousand Seven Hundred Dollars (\$3,700.00) for the payment of the cost of said work, and Three Hundred Dollars (\$300.00) for the payment of engineering expenses, including salaries and miscellaneous services in the Department of Public Works, amounting in the aggregate to Four Thousand Dollars (\$4,000.00) from _____

Also

No. 4815. Petition for the grading, paving and curbing of Wiltzie street, from Lincoln avenue to East Chester street.

Also

No. 4816. An Ordinance authorizing and directing the grading to a width of thirty-eight feet (38'), paving and curbing of Wiltzie street, from Lincoln avenue to East Chester street, including, as may be necessary, the grading of approaches on streets affected thereby, and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing further, for the payment of the city's share thereof.

Also

No. 4817. An Ordinance authorizing the payment to the Autocar Sales and Service Company of the sum of Ninety-eight (\$98.61) Dollars and Sixty-one Cents for repairs to Autocar truck No. 15094.

Also

No. 4818. An Ordinance widening Lincoln avenue, in the 12th Ward of the City of Pittsburgh, at the intersection of Wiltzie street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 4819. Petition for replacement of steps and boardwalks along Annina way and Ableton way, between West Liberty avenue and Brookline boulevard, 19th Ward.

Also

No. 4820. Report of the Department of Public Works relative to the opening and extension of Dale street, 28th Ward, from its blind terminus at Jumper way southwardly through property of the A. Chess Helrs to Noblestown road.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4821. Communication from Walter W. Riehl, attorney at law, requesting a hearing in behalf of his client, Fred Fisher, who incurred medical and surgical and other expenses as the result of injuries received while on duty as a member of the City Bureau of Police.

Which was read and referred to the Committee on Finance.

Also

No. 4822. Petition for Automatic Traffic Control at the intersection of Madison avenue and Suismon street, North Side.

Which was read and referred to the Committee on Public Safety.

Also

No. 4823. Communication from J. F. Laboon, District Director, Works Progress Administration, in reply to statements made by the Department of Public Works relative to Relief Projects under construction in the City of Pittsburgh.

Which was read, received and filed.

Mr. McArdle presented

No. 4824. An Ordinance levying and assessing taxes and water rents for the fiscal year beginning January 1st, 1936, and ending December 31, 1936, upon all property subject to taxation within the limits of the City of Pittsburgh.

Also

No. 4825. An Ordinance authorizing and empowering the Works

Progress Administration to enter upon and improve the public parks and playgrounds of the City of Pittsburgh.

Also

No. 4826. An Ordinance authorizing and empowering the Works Progress Administration to enter upon unimproved public highways in the City of Pittsburgh for the purpose of grading and improving the surface of same.

Also

No. 4827. An Ordinance fixing the rentals of stands and stalls in the North Side Market House, and providing for the regulation and leasing of the same.

Also

No. 4828. WHEREAS, It was necessary to put the following employees on duty on Saturdays and Sundays during the summer swimming season of 1935 as swimming guards at the Carnegie Lake Swimming Pool in Highland park to handle the large crowds due to excessive heat, NOW, THEREFORE, BE IT

RESOLVED, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the following employees—

Richard A. Koubeck, 6 days at \$4.40 per Day	\$ 26.40
Saul Lipman, 1 Day at \$4.40 per Day	4.40
Raymond Peffer, 1 Day at \$4.40 per Day	4.40
Lawrence Rhea, 6 Days at \$4.40 per Day	26.40
William Rugh, 3 Days at \$4.40 per Day	13.20
Nat. I. Singer, 6 Days at \$4.40 per Day	26.40
Edward S. Spotovich, 2 Days at \$4.40 per Day	8.80
Lawrence E. Sullivan, 4 Days at \$4.40 per Day	17.60
Elmer Swaney, 1 Day at \$4.40 per Day	4.40
William Updegraff, 2 Days at \$4.40 per Day	8.80

Total \$140.80

and charge same to Code Account No. 1936 A-4, Wages Temporary Employees Carnegie Lake Swimming Pool, Bureau of Recreation.

Stanley Morton, 5 Days at
\$4.00 per Day \$20.00

Total \$20.00

and charge same to Code Account No. 1901 A-4, Wages Temporary Employees Bureau of Recreation.

Also

No. 4829. Resolution authorizing the issuing of a warrant in favor of Ida S. Angney in the sum of \$681.45; refunding taxes paid by her on property in 15th Ward used as playground, upon settlement of delinquent water rents assessed against a portion of her property on Blair and Melancthon streets, 15th Ward, not used for city playground purposes, for the years 1932 and 1935, and charging the same to Code Account No. 41, Refunds of Taxes and Water Rents.

Also

No. 4830. Resolution authorizing and directing the Director of the Department of Public Works to employ a bricklayer assigned to the Bureau of Water for such work as may be necessary in the Bureau of Parks, and charging the same to Code Account No. 1777, Bureau of Water.

Also

No. 4831. Communication from the Department of Public Health advising of deficit of \$89,364.35 in the appropriation for the collection and disposal of garbage and rubbish.

Also

No. 4832. Communication from the City Treasurer submitting statement of collection of delinquent taxes for the period November 1 to 15 inclusive; also statement of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 4833. Communication from Chas. J. Lang asking that the City of Pittsburgh acquire the Natatorium for a municipal activity.

Also

No. 4834. Communication from

International Association of Bridge, Structural and Ornamental Iron Workers, Local Union No. 3, submitting wage scale effective as of today.

Also

No. 4835. Petition of citizens of Allegheny County for the acquisition by the City of Pittsburgh of the Natatorium as a municipal activity.

Also

No. 4836. Communication from Bishop Boyle Sunday Observance League, 331 Fourth avenue, requesting information as to what plans are being made for additional license fees being imposed in connection with Sunday movies.

Also

No. 4837. Communication from State Workmen's Insurance Fund, Harrisburg, requesting that Mr. Newingham, its Pittsburgh district representative be permitted to examine the records of the City payrolls for the purpose of developing a proposition for compensation coverage for the City of Pittsburgh.

Also

No. 4838. Communication from the Soho Public Baths, 2410 Fifth avenue, requesting an appropriation of \$28,500.00 for maintenance of the Soho Public Baths and Day Nursery for the year 1936.

Also

No. 4839. Communication from the 107th Field Artillery requesting appropriation for the several units of the Pennsylvania National Guard for 1936.

Which were severally read and referred to the Committee on Finance.

Also

No. 4840. Communication from the Constructors' Association of Western Pennsylvania, 601 Columbia Bank Bldg., requesting a hearing to present their interest in connection with the proposed Federal Grant of Funds of this City through WPA of the Federal Government.

Which was read and referred to the Committee on Finance, and hearing arranged for Wednesday, November 27, 1935, at 2:30 P. M.

Also
No. 4841. Communication from
C. E. Schroedel, 262 Sebring avenue,
requesting that steps leading from the
Pennant street stop of the Dormont
car line be repaired.

Which was read and referred to the
Committee on Public Works.

Also
No. 4842. Communication from
the Sixteenth Ward Improvement As-
sociation asking for a hearing before
Council relative to additional improve-
ments in the Sixteenth ward.

Which was read and referred to the
Committee on Public Works, and hear-
ing arranged for Wednesday, Novem-
ber 27, 1935, at 1:30 P. M.

Also
No. 4843. Petition for restora-
tion of steps leading from the 3200
block Glenmawr avenue to Stafford
street, 20th Ward.

Which was read and referred to the
Committee on Public Works.

Also
No. 4844. Communication from
the Squirrel Hill Board of Trade rela-
tive to mass transportation in the City
of Pittsburgh.

Which was read and referred to the
Committee on Public Service and Sur-
veys.

Also
No. 4845.
Harrisburg, Pa.,
November 19, 1935.

Robert Garland,
President of Council,
City of Pittsburgh.

Dear Mr. Garland:—

Receipt is hereby acknowl-
edged of your communication of No-
vember 15, enclosing copy of Resolu-
tion No. 225 embraced in your Bill No.
4498, relative to the pollution of the
Allegheny river and its tributaries.

I had already received a copy of the
Resolution from Mayor McNair and
have responded to him as per enclosed
copy, which explains my position. I
shall be glad to interview or confer
with your committee Wednesday of
this week. Wire definite time.

Very truly yours,
CHARLES J. MARGIOTTI,
Attorney General.

Pittsburgh, Pa.,
November 19, 1935.
Hon. Charles J. Margiotti,
Attorney General,
Harrisburg, Pa.

Your explanatory letter as to
what the State has done and is doing
puts a different light on matter. Will
not be with you tomorrow but will
write you.

ROBERT GARLAND,
President of Council.

Which was read, received and filed.

Also
No. 4846.
Commonwealth of Pennsylvania,
Department of Justice,
November 18, 1935.

Mr. Robert Garland,
President of Council,
City of Pittsburgh,
Pittsburgh, Pa.

Dear Mr. Garland:—

Receipt is hereby acknowl-
edged of your communication of No-
vember 15, enclosing copy of Resolu-
tion No. 225 embraced in your Bill No.
4498, relative to the pollution of the
Allegheny river and its tributaries.

I had already received a copy of the
resolution from Mayor McNair and
have responded to him as per enclosed
copy, which explains my position. I
shall be glad to interview or confer
with your committee Wednesday of
this week. Wire definite time.

Very truly yours,
CHARLES J. MARGIOTTI,
Attorney General.

November 18, 1935.
Hon. William N. McNair,
Office of the Mayor,
Pittsburgh, Pa.

Dear Sir:—

Receipt is acknowledged of
copy of the resolutions passed by City
Council relative to the industrial pol-
lution of the water supply of the City
of Pittsburgh.

I note in the resolution that the At-
torney General and the Department of
Health and the Sanitary Water Board
are urged to take such steps as are
necessary to provide relief for those
communities lying along the Allegheny
river and its tributaries. From this
resolution I gather that neither you
nor Council are familiar with the
progress that I have made toward the

abatement of the industrial pollution of the Allegheny's principal tributary, the Clarion, generally regarded to be the main source of contamination. For this reason, therefore, I am briefly reviewing what has been done in this regard since the Earle Administration took office.

First, I appointed as Deputy Attorney General in charge of such matters, Grover C. Ladner of Philadelphia, who is not only the best informed man available on the subject of stream pollution in Pennsylvania, but who has led a sincere and vigorous fight for many years to improve the waters of the state.

Early in the year, Mr. Ladner requested the Sanitary Water Board to make a survey and report on the condition of the Clarion river, resulting in finding that the principal sources of pollution of that river are the tanneries and a paper mill. These are two tanneries operated by the Elk Tanning Company, one at Wilcox and one at Ridgway; one operated by the J. K. Mosser Leather Corporation, a subsidiary of the Armour Company, at St. Marys; and one at Johnsonburg, owned by the Kistler Leather Company. The paper mill is located at Johnsonburg.

Last May, notice was served on each of these tanneries that they must address themselves at once to the problem of installing appropriate treatment works, otherwise face court action. The Kistler Tannery answered that their tannery was not in operation and would probably be dismantled. Notice was then served that they would not be permitted to reopen without first installing appropriate treatment works.

The J. K. Mosser Company requested three months to complete a study of a system being installed in a similar plant of their company at Holland, Michigan. They agreed, upon completion of this study, to proceed with the erection of the treatment works. We have been recently advised by this company that they have contracted with the International Filter Company for the construction of treatment works. The blue prints have been sent to the Sanitary Water Board for approval, and construction is expected to be started within a very short time.

The Elk Tanning Company responded

with an unsatisfactory promise to study their problem. Upon Mr. Ladner's advice, the Sanitary Water Board refused to accept such an indefinite promise and insisted upon being informed within what period of time actual construction would be commenced. As a result, this company began construction of treatment works at the Wilcox plant on October 14, and the work is progressively advancing. The Sanitary Water Board is demanding similar action at the Ridgway plant.

The paper mill at Johnsonburg, I am informed, is a sulphite plant. Engineers say that sulphite waste has not been successfully treated on a large scale due primarily to the vast amount of discharge to be treated.

The Marathon Paper Company, a similar sulphite paper mill at Rothschild, Wisconsin, has successfully solved the treatment of its waste on a small scale and is now engaged in building a full scale plant which will be finished about December 1. We called this to the attention of the Johnsonburg plant and suggested that they study the progress of that work. We warned them that if this process proved successful they would be expected to proceed at once with a similar installation. If it does not prove successful, we will then compel the mill to adopt other economical practices engaged in by other sulphite mills in this State, namely, the use of concentrated pulp.

You will, of course, realize that the work on the Clarion river is only part of the fight being waged against stream pollution by the Earle Administration. Under Mr. Ladner, active steps have been taken to improve the rivers of other watersheds. I am convinced that this administration has made greater progress toward stream pollution abatement in the last ten months than previous administrations have made in ten years. Still greater progress would have been made had the administration's bill introduced as Senate Bill No. 273 been passed instead of being pickled in the Senate Committee. I am enclosing a copy of said bill. It was most unfortunate that you and City Council did not, at that time lend your invaluable assistance to aid the passage of this bill. The proposed law would have materially aided

Pittsburgh in greatly improving its water supply, thus bringing about that in which you are now apparently so interested.

I assure you that this administration has not, and will not, fail to take any steps that are possible to protect the water supply of the citizens of any community in the State. I propose to continue the work of this department to insure Pittsburgh the relief to which it is entitled.

Very truly yours,
CHARLES J. MARGIOTTI,
Attorney General.

Also

No. 4847.

Harrisburg, Pa.
November 18, 1935.

Robert Garland, President,
City Council,
Pittsburgh, Pa.

Following is text of telegram which I sent to Mayor McNair to-day:

"As you know, all Federal direct relief aid will stop December first, in accordance with the President's recent announcement.

"The Federal Government has substituted for direct relief a works relief program whereunder there is available to the City of Pittsburgh two and one-half million dollars per month until the end of the program.

"In order to obtain the allocation it is mandatory that the City of Pittsburgh act as sponsor for such projects as will create employment for men and women on construction and white collar projects and contribute the cost of the materials needed on these projects up to twenty per cent of the Federal allocation.

"I am informed that you are using every means at your command to prevent City Council and your Public Works Department from participating in the program by preventing the sale of a two million dollar Councilmanic note issue and by forbidding the Works Progress Administration from proceeding with projects already approved which would furnish immediate employment to about twenty-five hundred workmen.

"The time has come for you to decide whether you will accept financial help from the Federal Government to the amount of two and one-

half million dollars per month or accept the full responsibility for the relief program in your city.

"Unless you furnish concrete evidence between now and December first of your intention to cooperate with the Works Progress Administration, the City of Pittsburgh will have to provide its own means of caring for those now on relief after that date."

GEORGE H. EARLE.

REPORTS OF COMMITTEES

Mr. McArdle presented

No. 4848. Report of the Committee on Finance for November 19, 1935, transmitting an ordinance and several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4766. An Ordinance entitled, "An Ordinance accepting a tract of land in the Fifth ward from Dr. Robert A. Woods to be used as a playground."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4616. Resolution authorizing and directing the Collector of Delinquent Taxes to accept the 1925 city taxes at face and to satisfy the

lien filed against the property of the First Reformed Presbyterian Church, otherwise known as Grant Street Reformed Presbyterian Church, at No. 1921 January Term, 1929, and charging the costs to the City of Pittsburgh.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4753. Resolution authorizing and directing the City Controller to transfer the sum of \$4,000.00 to Code Account 1234, Equipment Tuberculosis Hospital, from the following code accounts in the Department of Public Health:—

\$800.00 from Code Account 1263, Salaries, Div. of Plumbing,

\$3200.00 from Code Account 1275, Salaries, Bureau of Food Inspection.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4771. Resolution authorizing the issuing of a warrant in favor of Saul Mallinger, trading as Warwick Bottling Company, 1205 Forbes street, City, in the sum of \$350.00 in full settlement of his claim against the City for property damage sustained Sept. 7, 1935, by reason of a broken water main at Forbes and Magee streets, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. McArdle also presented

No. 4849. Report of the Committee on Finance for November 20, 1935, transmitting a resolution to Council.

Which was read, received and filed.

Also

Bill No. 4713. Resolution authorizing and directing the City Controller to transfer the following:

From Code Account———	\$50,000.00
To Code Account 1332, Supplies, Pittsburgh City Home and Hospitals, May-view,	\$50,000.00

In Finance Committee Nov. 20, 1935, Read and amended by making the resolution read as follows:

"RESOLUTION Authorizing and directing the City Controller to transfer

the following:

From Code Account	
80 Temporary Rent, Emergency Relief Board,	\$11,581.00
1325, Salaries, Regular Employees, Mayview,	6,019.00
1302, Dept. of Public Welfare, General Office, Miscellaneous Services,	2,000.00
1306, Dept. of Public Welfare, Dist. Physicians, Salaries, Regular,	1,000.00
1307, Dep't of Public Welfare, Dist. Physicians, Supplies,	1,000.00
1308, Dep't of Public Welfare, Dist. Physicians, Quarantine Relief and Burials,	1,000.00
1309, Dep't of Public Welfare, Dist. Physicians, Care of Patients in other districts,	500.00
1310, Dep't of Public Welfare, Dist. Physicians, Care of Feeble Minded Patients,	1,000.00
1312, Dep't of Public Welfare, Dist. Physicians, Pasteur Treatment,	1,000.00
1316, Dep't of Public Welfare, Mental Health Clinic, Salaries Regular,	2,500.00
1336, Mayview City Home & Hospital. Metal Shelving,	1,400.00
	<hr/>
	\$29,000.00

To Code Acct.

1332, Supplies, Pittsburgh City Home and Hospitals, Mayview,	\$29,000.00"
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and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings

and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle also presented

Bill No. 4796. Communication from the Mayor appointing William K. Beltz, 6212 Hampton street, as a member of the Board of Property Assessors.

In Finance Committee, Nov. 20, 1935, Read and ordered returned to Council for action.

Which was read, received and filed.

Mr. McArdle also presented

No. 4850. Resolved, That the appointment by the Mayor of William K. Beltz, 6212 Hampton street, City, as a member of the Board of Property Assessors, be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion, the Ayes and Noes were ordered taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. McArdle also presented

Bill No. 4705. Communication from the Mayor appointing Rev. Peter V. Tkach, 1926 Sidney street, City, as a member of the Board of Property Assessors.

In Finance Committee, Nov. 19, 1935,

Read and ordered returned to Council for action.

Which was read, received and filed.

Mr. Kane presented

No. 4851. Resolved, That the appointment by the Mayor of Peter V. Tkach as a member of the Board of Property Assessors, be and the same is hereby approved and confirmed.

Which was read.

Mr. Kane moved

The adoption of the resolution.

Upon which motion, the Ayes and Noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Kane
Gallagher	Garland (Pres't)
Huston	

Noes:—Messrs.

Anderson	Magee
Evans	McArdle

Ayes 5. Noes 4.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Kane presented

No. 4852. Report of the Committee on Public Works for November 20, 1933, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4720. An Ordinance entitled, "An Ordinance amending Ordinance No. 240, approved by the Mayor on July 31, 1934, entitled, 'An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award contracts for making general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds and providing for the payment of the cost thereof from funds specifically appropriated therefor from the proceeds of the sale of General Improvement Bonds, 1934,' and the several amendments thereto, by changing the amounts provided for the payment of the cost of repaving and repairing the

Manchester Bridge over Allegheny river and for reconstruction of expansion dams on the Boulevard of Allies Ramp leading from Grant street."

Which was read

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4721 An Ordinance entitled, "An Ordinance amending Ordinance No. 246, approved by the Mayor on August 6, 1934, entitled, 'An Ordinance appropriating and setting aside certain sums, including engineering and other necessary expenses, for general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, in the Department of Public Works, from the proceeds of the sale of General Improvement Bonds, 1934, authorized by Ordinance No. 182, approved June 30, 1934,' and the several amendments thereto, by changing the sums appropriated for Construction Work for Repaving and Repairing of the Manchester Bridge over Allegheny river, and for Reconstruction of Expansion dams for the Boulevard of Allies ramp leading from Grant street."

Mr. Kane moved

A suspension of the rule to

allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4762. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the rental of construction equipment and motor trucks required for use on improvements, on construction or reconstruction, or repairs, on maintenance, or on any other operation, authorized to be done by City forces or by forces otherwise provided in the Department of Public Works, and providing for the payment of the costs thereof."

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Magee presented

No. 4853. Report of the Committee on Parks and Libraries for November 20, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4765. An Ordinance entitled, "An Ordinance amending Section one of an Ordinance entitled, 'An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of One (1) Auto Truck and One Auto Sedan for the Bureau of Parks, Department of Public Works, and providing for the payment thereof,' approved September 7th, 1935,"

Which was read

Mr. Magee moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Huston presented

No. 4854. Report of the Committee on Health and Sanitation for November 20, 1935, transmitting two

ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4755. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of an Ordinance entitled, 'An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the alterations and additions to the present Children's Pavilion at the Tuberculosis Hospital, located on the Leech Farm, 12th Ward, Pittsburgh, Pa.,' approved July 9th, 1935."

Which was read.

Mr. Huston moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4756. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts by the Mayor and the Director of the Department of Public Health for the collection, removal and disposal of garbage and rubbish within the limits of the City of Pittsburgh for a period of one year from January 1st, 1936."

Which was read.

Mr. Huston moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle called up

Bill No. 4593. Communication from the Mayor appointing Miss Julia M. Doyle as a member of the Board of Adjustment.

In Council, Nov. 18, 1935. Read, received and filed.

Which was read.

Also

Bill No. 4658. Resolved, That the appointment by the Mayor of Miss Julia M. Doyle as a member of the Board of Adjustment be and the same is hereby approved and confirmed.

In Council, Nov. 18, 1935. Read and motion to adopt lost.

Which was read.

And the question recurring on the adoption of the resolution, the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. McArdle presented

No. 4855. RESOLVED, That the Department of Law be and it is hereby requested to furnish Council with an opinion as to the legal liability

ity of the City, in accordance with the most recent Acts of Assembly and Ordinances of Council, with reference to payments to be made by the City on account of employees of the Bureaus of Police and Fire, including payments to be made to the Policemen's Relief and Pension Fund, the Firemen's Relief and Pension Fund, and to individual employees of the Bureaus of Police and Fire together with an estimate of the amounts available, or to become available, for such payments, other than tax levy appropriations made by the City. Which was read.

Mr. McArdle moved

The adoption of the resolution. Which motion prevailed.

Mr. Kane moved

That the Law Department inform Council if it has the power to pass legislation suspending or rebating penalties and interest on street improvement assessments without an enabling Act of the Legislature. Which motion prevailed.

Mr. Gallagher, at this time, presented No. 4856. An Ordinance authorizing the issuance of warrants in payment for services rendered without previous authority of Law by Employees in the Coal Mine at the Pittsburgh City Home and Hospitals at Mayview, Pa., in the amount of \$363.89 for the period from Oct. 1, 1935 to Nov. 18, 1935.

Which was read and referred to the Committee on Public Welfare.

Mr. Huston presented

No. 4857. An Ordinance authorizing the making of a contract or contracts for the purchase of a portion of Herr's Island in the Twenty-fourth ward of the City of Pittsburgh, as a site for an incinerator plant; providing for the payment thereof, and repealing Resolution No. 123, approved July 6, 1934.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 4858.

City of Pittsburgh,
Department of Law.

Nov. 22, 1935.

"Subject: Bill No. 4702, RESOLVED. That the Department of Law be and it is hereby requested to furnish Council an opinion as to whether or not, a citizen who puts up a forfeit in a police station for the release of a prisoner is entitled to a receipt from the police sergeant or any other person in charge.

THE HONORABLE, THE COUNCIL
OF THE CITY OF PITTSBURGH.
Gentlemen:—

There are no provisions in any ordinances of the City of Pittsburgh or statute of the State of Pennsylvania regulating this matter. However, as a matter of business practice, it is our opinion that a citizen who puts up either a forfeit or fine in any criminal case is entitled to a receipt showing not only the amount, but the purpose for which the money was given.

Yours respectfully,

WILLIAM D. GRIMES,
City Solicitor.

Which was read, received and filed.

Mr. Kane moved

That a copy be sent to the Department of Public Safety for its information.

Which motion prevailed.

The Chair stated

That he would ask the Clerk to have an ordinance prepared making it obligatory upon the Bureau of Police to furnish receipts for forfeits deposited for the release of prisoners.

The Chair presented

No. 4859.

City of Pittsburgh.

Office of the Mayor,

November 20, 1935

To the President and Members of City Council.

Gentlemen:—

I have the honor to inform you that I have appointed, subject to your approval, George W. Wakefield, 6710 Fenimore street, to the position of Member of the Board of Property Assessors, and would ask for immediate confirmation of same.

Very truly yours,

WM. N. McNAIR,

Mayor.

Which was read.

Mr. Anderson moved (not seconded) that immediate action be taken on the appointment.

Mr. Kane moved

That the communication be referred to the Committee on Finance and Mr. Wakefield be asked to appear before the meeting to-morrow.

Which motion prevailed.

(Mr. Anderson voting NO).

Mr. McArdle stated

That, after consultation with

the several members of Council, he had called a meeting of the Finance Committee tomorrow, November 26th, 1935, at 7:30 P. M. on the budget.

Mr. Huston moved

That the Minutes of Council of Monday, November 18, 1935, be approved.

Which motion prevailed.

And there being no further business before the meeting, the Chair declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Friday, November 29, 1935

No. 60.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Friday, November 29th, 1935.

Council met pursuant to the following call:

Pittsburgh, Pa., Nov. 26, 1935.

Mr. Robert Clark,
Clerk of Council,
City of Pittsburgh.

Dear Sir:—

Please call a special meeting of Council for Friday, November 29, 1935, at 1:30 P. M., for the consideration of reports of Committees, and such other business as may come before the meeting.

Very truly yours,

ROBT. GARLAND,

President of Council.

Which was read, received and filed.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4860. Report of the Committee on Finance for November 28, 1935, transmitting two ordinances to Council.

Which was read, received and filed.

Mr. McArdle moved

A suspension of Rule VIII, providing for mailing of printed copies of all ordinances and resolutions to each member of Council at least 48 hours previous to the final consideration of such papers by Council.

Which motion prevailed.

Mr. McArdle also presented, with an affirmative recommendation,

Bill No. 4825. An Ordinance entitled, "An Ordinance authorizing and empowering the Works Progress Administration to enter upon and improve the public parks and playgrounds of the City of Pittsburgh."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Demmler arose and said

Mr. President:— On Bill No. 4826, Section 4, and Bill No. 4825, Section 3, these sections read as follows:

"The cost of the work done under the provisions of this Ordinance shall be paid by the Works Progress Administration."

If I understand correctly, I take these two sections to mean that the Works Progress Administration will pay for all the labor, all the tools, all the materials and all expenses that

may be incurred under these two ordinances. I don't know whether that agrees with the plan and program of the Works Progress Administration.

I have stated before that I am uncertain as to what is the plan and program of the Works Progress Administration. I would refer to Council Bill No. 4449, which was passed in Council, October 5, 1935, which reads as follows:

"Resolved, that the Council address a communication to Mr. Edward N. Jones, Administrator of the WPA, requesting him to advise the Council of the City of Pittsburgh if the sum of \$25,000, 000.00 has been set aside for the use of the City of Pittsburgh for the purpose of giving employment, and to definitely advise under what terms and conditions this fund is available."

Mr. Jones' reply under date of October 9th reads as follows:

"Harrisburg, Pa., October 9, 1935.
"Mr. E. W. Lindsay,
Assistant City Clerk,
Pittsburgh, Pennsylvania.

Dear Mr. Lindsay:

Will you please advise the Council of the City of Pittsburgh, in reply to Resolution No. 4449, that out of the funds allocated to the State of Pennsylvania by Works Progress Administrator Harry L. Hopkins, a sufficient sum has been set aside by me to pay for the employment of one person out of every family receiving relief residing in the City of Pittsburgh. The services of this person, paid for by the Works Progress Administration, are available upon requisition by the proper authorities of the City of Pittsburgh for any projects which it desires to submit, and which receive the approval of this Administration.

Sincerely yours,

EDWARD N. JONES,
State Administrator."

The only definite word that I find is that on the forms of the Works Progress Administration, Form 301, Page 5, Article No. 30 of the Sponsoring Certificate. It states as follows:

"It is agreed that the Works Progress Administration is under no obligation to complete any project."

I raise the question as to whether or not the Works Progress Administration when they enter upon our streets will they complete them to such an extent that they will be no worse than what they were when they started, and when they do work on these streets will they be liable for damage to property or personal injuries caused by the condition of these streets? Or is the City liable? And if the Works Progress Administration should improve these streets with a hard surface, can the City thereafter institute a permanent improvement and make assessments against the abutting property holders?

I raise these questions so as to bring out the questions that are in my mind, and if I have made any wrong statements, I ask to be corrected as I am only concerned in bringing out the true facts.

Mr. McArdle arose and said:

Mr. President:— What I shall say, of course, is only an expression of my opinion as I have formed it as the result of the various discussions that we have been engaged in with respect to the subject covered by these two ordinances.

Answering Mr. Demmler's last question first with respect to the effect upon future power of the City to assess benefits and damages as the result of anything proposed in these bills, it is my definite opinion that it would have no effect whatever. The only effect of that would be that there had been a permanent improvement provided for in accordance with the law which would forestall the City or its successor from going in and doing the same thing and making the assessment twice.

I rather think that is quite clear. In other words, what is proposed by these bills with respect to treating streets is no different than what the City is doing almost every workingday of the year on some street in some part of the City—not doing anything more than temporary work for the benefit of those residents who live on and use the street.

With respect to the rest of the bill, as I understand the situation, it is a consent ordinance to authorize the Works Progress Administration to go

in and do the work called for in these bills. The ordinance, or anything that happens, as far as I know, puts no obligation upon the municipal government to carry through or exercise the authority and power granted by the passage of these bills. It will be within the province of the Government, under Government rules and regulations, as directed to the Works Progress Administration, to do whatever they please in the matter, and that has always been the situation from the beginning of this work up until the present time.

There has never been in any of the Governmental activities a contractual relation entered into between the City, or the sponsors, particularly the City, and the Federal Government, with respect to starting or completing or carrying out these projects, and that has been true as we have found sitting around the council table when discussing this matter, or the position of the City.

It, too, has been feared that when a project has been started it will not be completed by the Government. I have no such misapprehension. But on the other hand, I am advised, to-day, that in one case the City is in that position; that is, that a particular project that it has undertaken has not been completed, and the Government through the Works Progress Administration has been asked to desist in furnishing the labor necessary to carry it on.

With respect to the responsibilities of the Federal Government for injuries, of course I cannot answer that. I have only in mind that, in some prior arrangement, it was definitely provided that the City undertook in these projects to cover public liability and made an appropriation for that purpose. Whether it was ever called upon to expend anything under it I do not know. I don't know whether it was the policy of the Government later to assume that responsibility. I cannot answer either of those two questions.

The Chair said:

Gentlemen:—May I make a few remarks on these bills without leaving the Chair?

I will vote for the ordinances; but, as I stated in Finance Committee when these ordinances were considered, my opinion is that we are "putting the

cart before the horse," as nothing effective can be obtained through this legislation until we have official assurance from the Federal authorities that the money will be forthcoming without any obligation on the part of the City.

Mr. Kane arose and said:

Mr. President:—Inasmuch as other members of Council are putting themselves on record, I would also like to do so. We are continually talking about money coming from the Federal Government. As every gentleman in Council knows, we sat down and discussed this with the best municipal lawyers in the city, and the only question we considered was the question of putting men to work at the expense of the Federal Government. There was no question of asking the Federal Government to send money here. That question was injected into the matter by the Executive Branch of the City Government. The legislative branch never for one moment considered the question of the Federal Government sending money to Pittsburgh to be spent by the officials of the City of Pittsburgh. I think you will all agree that the most important question before the body is, how can we take care of the unemployed people of Pittsburgh? Of course, all kinds of legal obstacles were placed in our path, and it was agreed, after consultation with attorneys versed in municipal government, that it was within the province of Council, acting for the City, to authorize the Federal Government through the Works Progress Administration to enter upon and improve our streets, highways, parks and boulevards. These ordinances merely give Council's consent to the Works Progress Administration to make these improvements. It will permit in a large degree compliance with the policy and program of the Works Progress Administration, and relieve the emergency relief rolls to the extent of thousands of relief clients.

The passage of these ordinances will place directly in the hands of the Works Progress Administration authority to put men to work on our streets, boulevards and parks. The question of bringing money to Pittsburgh to be spent on city contracts is something that has not been discussed.

The cost of these projects will be carried out by the Federal Government through the Works Progress Administration.

There is no desire on the part of any member of Council to prolong the controversy, but a real honest attempt to get something started to put people to work.

It may be said again for the record to clear up another misunderstanding—and I may say that the word misunderstanding should be changed to misrepresentation, we have not at any time considered any project to be done by contract. We have been considering the same projects that have been done by C. W. A. and L. W. D. and prior to that by the Public Works Department through the Bureau of Highways and Sewers when the City was able to take care of the entire cost. As far as this question is put forth, that this work can be done cheaper by contract, is a deliberate attempt on the part of the administrative officers, and the Director of the Department of Public Works who has and is influencing the Mayor, to confuse the minds of the people. We in Council are intelligent enough to consider that as a practical proposition.

The question before the Council today is to do something to take care of the people of Pittsburgh who are without employment. Every attempt made by Council heretofore to help relieve the situation has been frustrated by obstructive administrative tactics. The intent of these ordinances is to permit the Works Progress Administration to go as far as it can to put men and women to work in the City of Pittsburgh.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4826. An Ordinance entitled, "An ordinance authorizing and empowering the Works Progress Administration to enter upon unimproved Public Highways in the City of Pittsburgh for the purpose of grading and improving the surface of same."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 4861. Report of the Committee on Public Service and Surveys for November 26, 1935, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4800. An Ordinance entitled, "An ordinance granting permission to the Pennsylvania Railroad Company to extend a railroad siding across 38th Street for a distance of 40 feet in the Sixth ward of the City of Pittsburgh, Pa."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings

and final passage of the bill.
Which motion prevailed.
And the bill was read a second time.

Mr. Demmler also presented
No. 4862.
The Pennsylvania Railroad Co.,
Pittsburgh, Pa.,
November 27, 1935.

Mr. Robert Clark,
Clerk of Council,
City of Pittsburgh,
Pittsburgh, Pa.

Dear Sir:—

This is in reference to the application of the American Brake Shoe & Foundry Company for side-track facilities which will necessitate a crossing at grade at 38th Street, 6th Ward, City of Pittsburgh, Pa.

The applicant is very desirous of commencing shipments over this track on or before December 15th and as the approval of the Public Service Commission will have to be obtained prior to constructing the track, we will greatly appreciate anything you can do to expedite the approval and passage of the necessary ordinance for placing the track at grade across 38th Street.

The establishment of this industry in this City will increase employment to the extent of about fifty men to start with and will also increase the value of the property to be occupied which, at present, is vacant.

Very truly yours,
G. M. SIXSMITH,
Superintendent.

Which was read, received and filed.
And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Kane moved

That Council communicate immediately with the Governor asking him to reconsider his action by which the unemployed people are stricken from the relief rolls, and ask him to delay action until Council has exhausted every effort to work out a satisfactory program which they are hopeful of accomplishing at an early date.

The Chair said:

Gentlemen:— I have asked the Director of the Department of Public Welfare to appear before the committee, and we can discuss this matter with him. I don't think it is necessary to pass such a motion as proposed by Mr. Kane.

Mr. Kane arose and said:

Mr. President:—What is needed right now is immediate action on the part of Council. It is a well known fact that in the regular ordinary procedure of government we consult with the directors. We also know from experience that the directors have to agree with the policy of the chief executive. In this case the Director of the Department of Public Welfare will have to agree with the Mayor. I, therefore, hesitate to embarrass these men, because, in many cases, they need their positions. This question requires immediate action. I think the Government is liberal enough to know that if there are public officials in Pittsburgh and Allegheny County willing to cooperate with the State and Federal Governments in this emergency, it will go along with those officials.

Mr. Demmler arose and said:

Mr. President:— I believe you are confused with the question of unemployables.

The Chair said:

Gentlemen:— I want to ascertain from Director Hay what is the latest information from Harrisburg. I got it from reliable sources that there will be no shutdown in relief. If you want to discuss it here, it is all right to me.

Mr. Anderson arose and said:

Mr. President:— The request is reasonable. It is to have the Govern-

ment continue on for a short time the program that was in effect, and if it can be done, we can relieve a situation that is very serious. If the gentleman presents that as a motion, I will vote for it. The Director's duties are clearly defined in the City Charter, and we are going to see to it that he obeys them.

Mr. Kane arose and said:

Mr. President:—No doubt the Governor is guided by newspaper reports. If any person reads the newspapers, he will not get a true picture of the situation here. I read the Post-Gazette yesterday, and it certainly did not present a true picture of the situation to the people of Pittsburgh. I don't know whether the Governor is any better versed in the situation here than our own people. I am satisfied that the people are no better informed on this subject than they were on the question of stream pollution. I think the matter should be laid before the Governor in detail, either by night telegram or communication, and he be asked to exhaust every possible means to continue relief to the unfortunate people of Pittsburgh until such time as Council is able to bring about a successful conclusion of the program that we started today.

Mr. McArdle arose and said:

Mr. President:—I think the passage of the motion, and compliance therewith, is important. I think the Governor does, perhaps, understand what the situation is, and I think it is important for us to understand that the situation in Pittsburgh is not parallel, to my notion, to any in the State. The circumstances in some parts of the State may be that the local governments as sponsors of work relief projects may not be able to very deeply enter into assuming a heavy financial obligation, but the situation in Pittsburgh is not that at all; it is not nearly that.

It seems to me there is a studied effort by the administrative department to frustrate everything that anybody may do that will bring relief to the people who are suffering as a result of unemployment, and to inject into the discussions all kinds of foreign misrepresentations that lead the

public away from a proper understanding of the situation.

In the Sun-Tele of this afternoon there appears under glaring headlines the following:—"MAYOR SHIFTS DOLE BURDEN".—"Send them to the Allegheny County Home at Woodville if Mayview gets overcrowded." And then as a part of the article it recites that the Mayor is visiting or about to visit Steubenville, Ohio, which is located in Jefferson County, and apparently will learn down there that the responsibility for the care of all indigent people is placed upon the County Commissioners; so the Mayor asks,—"Why wouldn't that work in Pittsburgh?"

We must not assume that all the people of Pittsburgh and Allegheny County are familiar with the laws that govern us, but we ought to assume that the Mayor of Pittsburgh understands them; and the Mayor of Pittsburgh understands, as does everybody who is anxious to find out, that there is no way in the world, by which the responsibility for taking care of the indigent people of Pittsburgh may be shifted to Allegheny County under the Poor Laws of the State.

To me it seems a lot more important that we consider this question aside from the fact that we have a lot of indigent people to take care of. That is not the situation in Pittsburgh. Thousands upon thousands of able-bodied, intelligent, industrious, honest people are out of employment, and are willing to go anywhere, from the heights of their chosen and trained positions and professions, down into the ditch to dig, to help earn an honest living. Our concern is that we give them an opportunity to do so, and our job is to meet the constant frustration that is being indulged in to defeat Council's aims, no matter where it originates, insofar as it affects the City of Pittsburgh.

And what we want to do now is merely ask the Governor, who, I am sure, is as sorely tried as anybody else with the situation as it is presented here in Pittsburgh, to add a little to the patience that Council has shown, while we continue to struggle insofar as we are able, to work out a program that will be satisfactory to the State and the National Government

and contribute more largely to the problem that we find here; so that everyone, from the National Government down, may understand what his problem is, and be able to contribute the fullest measure of, not only the responsibility but the ability—and after that will come some understanding, and we will not be dealing with a lot of foreign substances, as Mr. Kane quite truly says has occurred around this table, but to solve the real problem with which we are confronted.

Every day that this problem is delayed, the harder its solution is becoming. The snow continues to fly, the temperature continues to go lower, and food is becoming harder for people to get.

We must take this action today and do something more drastic to force those, who, without the backing of either reason or of the law, are attempting to frustrate the care of the unfortunate people of our city; and offering such chaff, as I have quoted from the paper, as a substitute for relief, to which the people are entitled if the public is able to give it to them.

And the question recurring on the adoption of the motion as offered by Mr. Kane.

The motion prevailed.

Mr. Magee asked at this time to be recorded as voting Aye on the several ordinances passed today, and also on the motion offered by Mr. Kane to

communicate with the Governor relative to striking off the unemployed from the relief roll.

And there being no objections, the Chair ordered the Clerk to so record the vote.

The Chair presented

No. 4863 Communication from the Real Estate Company of Pittsburgh submitting several sites for Municipal Incinerator Plants as follows: Tract owned by Schenley Estate fronting 172 feet on 27th St. and the Allegheny river; Tract fronting 120 feet on Railroad St., between 29th and 30th Sts., Tract adjacent to above fronting 96 feet on Railroad St., between 29th and 30th Sts.; Two tracks at Southeast and Northeast corners of 29th and Railroad Sts.—the Northeast corner owned by Wm. A. Smith, having a frontage of 48 feet by a depth of 460 ft. and the Southeast corner, owned by Carnegie Steel Co., having a frontage of 72 feet by an average depth of 514 feet.

Also

No. 4864 Communication from the Building Owners and Managers' Association relative to the estimate of 78% collection by Council on considering the 1936 budget.

Which were read and referred to the Committee on Finance.

And on motion of Mr. Gallagher

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, December 2, 1935

No. 61.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, December 2, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS

Mr. Anderson presented

No. 4865. Communication from the Department of Public Safety advising of institution of 60-day trial, effective December 11, 1935, of No Parking 8 A. M. to 9:30 A. M. and 4:30 P. M. to 6 P. M. on Forbes street, between Hooper street and Stevenson street, both sides.

Which was read, received and filed.

Also

No. 4866. Communication from the Department of Public Safety ad-

vising of institution of 60-day trial, effective December 11, 1935, of No Parking at any time on Walter street, between Manton way and Warrington avenue, easterly side.

Which was read, received and filed.

Mr. Kane presented

No. 4867. Resolution authorizing the issuing of a warrant in favor of Fred Fisher in the sum of \$908.45 for medical services necessary as the result of injury received while on duty as a uniformed member of the Bureau of Police, and charging the same to Code Account No. 44, Workmen's Compensation Fund.

Also

No. 4868. RESOLVED, That the City Controller be and he is hereby authorized and directed to make the following transfers:—

FROM CODE ACCOUNTS:

1147—Salaries Regular Employees	
—Carnegie Free Library,	
North Side	\$ 52.00
1004—Newspaper Advertising	870.00
TOTAL	\$922.00

TO CODE ACCOUNTS:

1148—Wages Regular Employees	
Carnegie Free Library	
North Side	\$ 52.00
1646—Wages October to December—Boardwalks and Steps—Bureau of Highways and Sewers	350.00
1647—Materials Boardwalks & Steps—Bureau of Highways and Sewers	520.00
TOTAL	\$922.00

The transfers to Code Accounts Nos. 1646 and 1647 are to provide for the

cost of the reconstruction of the Toboggan street steps, and the Director of the Department of Public Works is hereby authorized and directed to proceed with said work.

Which were read and referred to the Committee on Finance.

Also

No. 4869. An Ordinance authorizing and directing the construction of a public sewer on Wiltsie street, East Chester street and Undercliff way, from the crown southeast of Fern Rock Road to the existing sewer on the northwest sidewalk of Lincoln avenue and to the existing sewer on Undercliff way, southeast of Wardson street, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4870. An Ordinance providing for the letting of a contract or contracts for three years for furnishing and maintaining electric lights to the City of Pittsburgh on its streets, boulevards, alleys, by-ways and parks and any other public thoroughfares or places within the corporate limits of said City, and providing for the cost thereof for the fiscal year 1936.

Which were read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 4871. Resolution authorizing the issuing of warrants for payment of transportation to and from Mayview City Home and Hospitals during November and December, 1934, and January to October, 1935, in favor of:—

Walter E. Burtt, Architectural Superintendent,	\$72.46
Vincent D. Burns, Engineer of Construction,	54.25
Frederick C. Coder, Engineer of Construction,	98.20

and charging the same to Bond Fund No. 123-B, Architectural Expense, Salaries, Mayview City Home and Hospitals.

Also

No. 4872. An Ordinance authorizing the issuance of warrants in favor of Charles B. Prichard, Esq., in the sum of \$3,000.00; Turnbull Construction Company in the sum of \$202.66; Honus Wagner Sporting Goods Company in the sum of \$108.35; Leo A. Brennan in the sum of \$12.00, and Fort Pitt Typewriter Company in the sum of \$16.50.

Also

No. 4873. Resolution authorizing the issuing of a warrant in favor of E. J. Carroll in the sum of \$51.19, to reimburse him for expenses incurred in digging up an old service water line into his property at 4730 Liberty avenue, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 4874. Resolution authorizing the issuing of a warrant in favor of Raymond Carbons and his wife, Susan Carbons, in the sum of \$250.00, in full settlement of their claims against the City of Pittsburgh for personal injuries sustained by the said Susan Carbons in an accident which occurred on June 2, 1933, on Hamilton avenue near Dallas avenue, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 4875. Resolution authorizing and directing the Board of Water Assessors to adjust the account of Angelo Pompey, owner of property at 1923 Carson street and 1922 Wrights way, on the basis of the payment of \$75.00 for the second quarter for 1934.

Also

No. 4876. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Code Account No. to Code Account No. 1014, Foreign-Trade Zones Board, for the purpose of providing for the cost of engineering, clerical and stenographic services and other expenses incidental to an economic survey necessary to establish a trade zone in the Pittsburgh district.

Also

No. 4877. Resolution authoriz-

ing and directing the City Controller to transfer the sum of \$203.58 from Code Account No. to Code Account No. 42-2, Construction of Stage on Flag Staff Hill, Schenley Park.

Also

No. 4878. Resolution authorizing and directing the City Controller to transfer the sum of \$22,000.00 from Code Accounts , to Code Account No. 1461-A-1, Salaries, Regular Employees, Bureau of Fire, Department of Public Safety.

Also

No. 4879. An Ordinance authorizing and directing the City Controller to charge extra work, amounting to \$5684.31 as part of the cost of completing the contract duly entered into with the Harrison Construction Company for the grading to a width of 40 feet, paving and curbing of McCaslin street, from Greenfield avenue to Bigelow street, including the laying of water lines. Contract No. 389, Controller's Office File, Filling Mine Workings under Street.

Also

No. 4880. An Ordinance authorizing the leasing to the National Shoe Company, Mr. N. Pearlstone, Owner, Storeroom No. 1 in the North Side Market House.

Also

No. 4881. Communication from the Department of Public Works submitting summary of budget requests of the Bureau of Recreation for 1936. Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 4882. Communication from the Better Traffic Committee urging that the request of the Department of Public Safety for an additional night surgeon for examining automobile drivers for intoxication be approved, etc.

Also

No. 4883. Communication from the Homoeopathic Medical and Surgical Hospital and Dispensary of Pittsburgh, relative to Bill No. 4152, Resolution exonerating it from charge for

excess water consumption in the sum of \$719.08.

Also

No. 4884. Communication from Harris Real Estate, 2009 Center Avenue, requesting exoneration for excessive water consumed on the premises at 33 Townsend street, 3rd Ward, for the years 1931, 1932, 1933, by reason of an underground water leak.

Also

No. 4885. Communication from the Gold Realty Co., 436 Fourth avenue, requesting refund on flat water bills on property at 526-28-30 West Lacock street, North side, for the years 1931 and 1933, which were paid October 31, 1935, and which properties were vacant.

Also

No. 4886. Resolution authorizing and directing the proper officers of the City of Pittsburgh to exonerate the taxes assessed for the second, third and fourth quarters of 1935 on property formerly owned by Mabel Gordon Hussey at 835 Western avenue, 22nd Ward, and now owned by the Pittsburgh Association of the Deaf, together with any penalties and interest that may have been charged thereto.

Also

No. 4887. Communication from the Chamber of Commerce of Pittsburgh, recommending that the rental of the Diamond Market House be restored to the original terms in the lease and that the provision of the said lease be enforced.

Also

No. 4888. Communication from Joint Civic Committee of Brookline asking that the City acquire additional property for enlargement of the J. F. Moore Playground on Pioneer avenue, 19th Ward.

Also

No. 4889. Communication from the Pennsylvania Joint Action Committee for Genuine Social Insurance asking for a hearing relative to legislation for unemployed insurance.

Also

No. 4890. Communication from Malate Post No. 12, Veterans of Foreign Wars, asking if quarters have been allotted to the various Veteran Organizations and their Auxiliaries which used to meet in the Old North Side City Hall.

Which were severally read and referred to the Committee on Finance.

Also

No. 4891. Communication from Chas. Abt, North Side, calling attention to the necessity for the widening and repaving of North Canal street, North Side.

Also

No. 4892. Communication from the Elliott Civic League, requesting that the steps which were removed from Elbon way, between Harker and Wymore streets, be replaced and continued to Herschel street, 20th Ward.

Also

No. 4893. Report of the Department of Public Works relative to services performed by Solly Mazer in the Bureau of Highways and Sewers as boardwalk inspector.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4894. Communication from the Jones & Laughlin Steel Corporation relative to the installation of traffic control signals at Second avenue and Bates street.

Which was read and referred to the Committee on Public Safety.

Also

No. 4895.

Pittsburgh, Pa.,
November 30, 1935.

To His Excellency,
Hon. George H. Earle,
Governor of Pennsylvania,
Harrisburg, Pa.
Dear Governor:

Referring to your telegram regarding the relief situation, the City Council would respectfully request that you fix an early date for a conference so that we may discuss the question.

We would like to explain to you the situation in which we find ourselves, particularly with regard to our financial condition, so that some plan may be developed that will be satisfactory to all concerned.

We would ask that Mr. Edward N. Jones, and such others as will be concerned, be present at said conference. We expect to take with us to the meeting Mr. Laboon and Mr. Mills from this end.

We meet in session Monday afternoon, and, if convenient to do so, kindly wire us Monday morning the earliest possible date and time for such conference.

Yours very truly,

ROBT. GARLAND,

President of Council.

Which was read, received and filed, and ordered printed in full in the record.

Also

No. 4896. Communication from the Anti-Nazi Federation of Pittsburgh, 733 Gulf Building, relative to Mayor McNair's recent reception of Hans Luther, German Ambassador to this Country.

Which was read, received and filed.

Also

No. 4897. Communication from the Department of Public Safety relative to police department issuing receipts to persons who put up forfeits for release of prisoners.

Which was read, received and filed.

Also

No. 4898. Report of the Department of Law on abatement of penalties and interest on street improvement assessments.

Which was read and referred to the Committee on Finance.

Also

No. 4899.

P O S T A L T E L E G R A M
Philadelphia, Pa.
Nov. 29, 1935

ROBERT GARLAND
PRESIDENT OF CITY COUNCIL

The following Telegram sent tonight to Councilman P. J. McArdle Chairman of the Finance Committee of Pittsburgh City Council is self explanatory

In view of the Guarantees of co-operation with the Works Progress Administration given today by City Council and with the understanding that City Council will take every possible step to make available the Two Million Dollars recently voted to pay for materials used on WPA projects I am tonight asking the State Relief Administrator to continue temporarily direct relief in the City of Pittsburgh. Stop I appreciate very much the cooperative attitude of City Council and the fact that the crisis that Pittsburgh is facing is due to the reactionary interests who do not care whether our citizens starve or eat.

GEORGE H. EARLE.

Which was read, received and filed, and ordered printed in full in the record.

Also

No. 4900.

Harrisburg, Penna.,
December 2, 1935.

Honorable Robert Garland
President of Council of City of Pittsburgh

Your letter of the Thirtieth has been received during the Governor's absence from the city. Stop He will not return until late tomorrow but I shall bring the letter to his attention at the earliest opportunity

RICHARD HEAGY

Chief Clerk
Governor's Office

Which was read, received and filed, and ordered printed in full in the record.

REPORTS OF COMMITTEES

Mr. McArdle presented

No. 4901. Report of the Committee on Finance for November 26, 1935, transmitting an ordinance and sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4774. An Ordinance entitled, "An Ordinance authorizing the leasing to the Variety Nut Company, a Pennsylvania Corporation, of Store-room No. 3-B, in the North Side Market House."

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill,

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4678. Resolution authorizing the issuing of a warrant in favor of Jacob Sharnin in the sum of \$41.06, taken from him by the Bureau of Police in a raid, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4729. Resolution authorizing the issuing of a warrant in favor of Frank X. Praegner in the sum of \$283.45, in full settlement for all claims for hospital and doctor

bills for services rendered him on account of injuries received while in the course of his employment by the City, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4828. WHEREAS, It was necessary to put the following employees on duty on Saturdays and Sundays during the summer swimming season of 1935 as swimming guards at the Carnegie Lake Swimming Pool in Highland park to handle the large crowds due to excessive heat, NOW, THEREFORE, BE IT

RESOLVED, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the following employees—

Richard A. Koubeck, 6 days at	
\$4.40 per Day	\$ 26.40
Saul Lipman, 1 Day at \$4.40 per	
Day	4.40
Raymond Pfeffer, 1 Day at \$4.40	
per Day	4.40
Lawrence Rhea, 6 Days at \$4.40	
per Day	26.40
William Rugh, 3 Days at \$4.40	
per Day	13.20
Nat. I. Singer, 6 Days at \$4.40	
per Day	26.40
Edward S. Spotovich, 2 Days at	
\$4.40 per Day	8.80
Lawrence E. Sullivan, 4 Days	
at \$4.40 per Day	17.60

Elmer Swaney, 1 Day at \$4.40	
per Day	4.40
William Updegraff, 2 Days at	
\$4.40 per Day	8.80

Total \$140.80

and charge same to Code Account No. 1936 A-4, Wages Temporary Employees Carnegie Lake Swimming Pool, Bureau of Recreation.

Stanley Morton, 5 Days at

\$4.00 per Day	\$20.00
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Total \$20.00

and charge same to Code Account No. 1901 A-4, Wages Temporary Employees Bureau of Recreation.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution,

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayer:—Messrs

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4829. Resolution authorizing the issuing of a warrant in favor of Ida S. Angney in the sum of \$681.45, upon settlement of delinquent water rents assessed against a portion of her property, not used by the City, for the year 1932 and 1935, being a refund of taxes paid by said owner for the years 1932, 1933, 1934 and 1935 on that portion used by the City as a playground, and charging same to Code Account No. 41, Refunds of Taxes and Water Rents.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended.

the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4752. Resolution authorizing and directing the City Controller to transfer the sum of \$6,000.00, \$4,000.00 to Code Account 1231, Supplies, Tuberculosis Hospital, and \$2,000.00 to Code Account 1239, Municipal Hospital, as follows:

\$1400.00	from Code 1206, Salaries, to Code Acct. 1231, Supplies
1700.00	from Code 1216, Salaries, to Code Acct. 1231, Supplies
900.00	from Code 1270, Salaries, to Code Acct. 1231, Supplies
500.00	from Code 1221, Salaries, to Code Acct. 1239, Supplies
650.00	from Code 1235, Salaries, to Code Acct. 1239, Supplies
850.00	from Code 1236, Salaries, to Code Acct. 1239, Supplies

All in the Department of Public Health.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution,

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4767. Resolution au-

thorizing and directing the City Controller to make the following transfers in the Bureau of Water:

From Code Acct. No. 1750,	
Soda Ash and Chlorine,	\$2,200.00
TO CODE ACCOUNT.	
1781, Temporary Laborers	
(Oct. to Dec. 1935)	500.00
1783, Miscellaneous Services,	1,500.00
1784, Supplies,	100.00
1785, Materials,	100.00
	<hr/>
	\$2,200.00

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution,

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4768. Resolution authorizing and directing the City Controller to transfer the following sums amounting in the aggregate to \$1,600.00, within the Bureau of Highways and Sewers and Division of Garage and Repair Shop, D. P. W:

FROM CODE ACCOUNT

1620, Repairs, Buildings,	\$ 100.00
1649, Cinders, Slag and Freight Fund,	700.00
1613, Wages, Stables and Yards,	800.00
	<hr/>
	\$1,600.00

TO CODE ACCOUNT

1514, Supplies, Div. of Garage and Repair Shop,	\$1,500.00
1516, Repairs, Div. of Garage and Repair Shop	100.00
	<hr/>
	\$1,600.00

Which was read.

Mr. McArdle moved
A suspension of the rule to allow
the second and third readings and
final passage of the resolution,
Which motion prevailed.

And the rule having been suspended
the resolution was read a second
and third times, and upon final
passage the ayes and noes were
taken, and being taken were:

Ayes:—Messrs.
Anderson Huston
Demmler Kane
Evans McArdle
Gallagher Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council
being in the affirmative, the resolution
passed finally.

Also

Bill No. 4769. Resolution authorizing
and directing the City Controller to transfer
\$375.00 from Code Account No. 1126, Salaries,
to Code Account No. 1128, Miscellaneous Services,
Department of Supplies.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow
the second and third readings and
final passage of the resolution,

Which motion prevailed.

And the rule having been suspended
the resolution was read a second
and third times, and upon final
passage the ayes and noes were
taken, and being taken were:

Ayes:—Messrs.
Anderson Huston
Demmler Kane
Evans McArdle
Gallagher Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council
being in the affirmative, the resolution
passed finally.

Also

Bill No. 4770. Resolution authorizing
the City Controller to transfer the sum of
\$300.00 from Code Account No. 1892, Bureau
of Parks, to Code Account No. 1777, Bureau
of Water, Temporary Wages, Distribution
Div., for purpose of employing a bricklayer
to be assigned to Phipps Conservatory,
Schenley Park.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow

the second and third readings and
final passage of the resolution,

Which motion prevailed.

And the rule having been suspended
the resolution was read a second
and third times, and upon final
passage the ayes and noes were
taken, and being taken were:

Ayes:—Messrs.
Anderson Huston
Demmler Kane
Evans McArdle
Gallagher Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council
being in the affirmative, the resolution
passed finally.

Also

Bill No. 4805. Resolution authorizing
and directing the City Controller to transfer
\$4,000.00 from Code Account 1325, Salaries,
Regular Employees, City Home and Hospitals,
to Code Account 1352, Wages, Regular
Employees, Mayview Coal Mine.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow
the second and third readings and
final passage of the resolution,

Which motion prevailed.

And the rule having been suspended
the resolution was read a second
and third times, and upon final
passage the ayes and noes were
taken, and being taken were:

Ayes:—Messrs.
Anderson Huston
Demmler Kane
Evans McArdle
Gallagher Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council
being in the affirmative, the resolution
passed finally.

Also

Bill No. 4728. Resolution authorizing
the City Controller; in order to pay bills
on which there is a discount and in order
to receive benefit of that discount; to transfer
\$3,000.00 from Code Account No. 1800,
Supplies, Bureau of Parks, and authorizing
him to defer payment on steam bills for
the remainder of the year 1935,
chargeable to Code Account No. 1800,
until their exact amount is known

and add this amount to the 1936 appropriation.

In Finance Committee, Nov. 26, 1935, Read and amended to read as follows:

"Resolution authorizing the City Controller to transfer from

Code Account 1657	\$700.00
Code Account 1668	400.00
Code Account 1681	400.00
Code Account 1709	500.00
Code Account 1716	350.00
Code Account 1721	650.00

\$3,000.00

to Code Account No. 1800, and authorizing him to defer payment on steam bills for the remainder of the year 1935, chargeable to Code Account No. 1800, until their exact amount is known and add this amount to the 1936 appropriation," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4830. Resolution authorizing and directing the Director of the Department of Public Works to employ a Bricklayer assigned to the Bureau of Water for such work as may be necessary in the Bureau of Parks, and charging same to Code

Account No. 1777, Bureau of Water.

In Finance Committee, Nov. 26, 1935, Read and amended by striking out the words "1777, Bureau of Water," and by inserting in lieu thereof the words "1823, Wages, Temporary Employees, Bureau of Parks," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle also presented

Bill No. 4902. Report of the Committee on Finance for November 27, 1935, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4557. Resolution authorizing and directing the City Solicitor to accept the sum of \$400.00 in full settlement of the balance due on liens filed at M. L. D. Numbers 21 and 22 January Term, 1932, against two lots owned by Harry N. Venzer and Gussie Venzer, referred to as V-55 and V-56, in the proceeding at 538 January Term, 1931, in connection with the grading, paving and curbing of Fallowfield Ave., from Crane Ave. to Bayonne Ave., 19th Ward, interest and costs, and charging the cost to the City of Pittsburgh.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	McArdle
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 4903. Report of the Committee on Public Works for November 26, 1935, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4763. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the furnishing of labor, material and/or services necessary for the construction, reconstruction, maintenance, repair and/or operation of buildings, structures, equipment, tools and other property and their appurtenances of the City of Pittsburgh in the custody of the Department of Public Works, for the calendar year 1936, and providing for the payment of the costs thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4809. An Ordinance entitled, "An Ordinance appropriating an easement of a strip of ground of sufficient width to contain a relief sewer on private property of C. G. Hussey & Company, from Second avenue to the Monongahela river, and providing for adjudication of damages occasioned thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4811. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Milan avenue and the west sidewalk and roadway of Birchland street, from a point about 450 feet east of Birchland street to the existing sewer on Birchland Street at Dahlia way, including as may be

necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magée
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4812. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the west sidewalk and roadway of Jacob street, from Roseville street to the existing sewer on the east sidewalk of Jacob street at Brookline boulevard, including as may be necessary the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magée
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4813. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk and roadway of Thelma street, on Unnamed way and across Superior avenue, from a point about 100 feet west of Shadeland avenue to the existing sewer on Superior avenue, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magée
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4816. An Ordinance entitled, "An Ordinance authorizing and directing the grading to a width of thirty-eight feet (38'). Paving and Curbing of Wiltsie Street, from Lincoln Avenue to East Chester Street, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing further, for the payment of the City's share thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4814. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the reconstruction of a retaining wall on the northerly side of Hartford street, between Arlington avenue and Fritz street, and authoriz-

ing the setting aside of the sum of Three Thousand Seven Hundred Dollars (\$3,700.00) for the payment of the cost of said work, and Three Hundred Dollars (\$300.00) for the payment of engineering expenses, including salaries and miscellaneous services in the Department of Public Works, amounting in the aggregate to Four Thousand Dollars (\$4,000.00) from "

In Public Works Committee, Nov. 26, 1935, Bill read and amended in Section 1 and in the title, by inserting in blank space the words "Bond Fund No. 122, General Improvement Bonds, 1934," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Kane moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 4817. An Ordinance entitled, "An Ordinance authorizing the payment to the Autocar Sales and Service Company of the sum of Ninety-eight Dollars and sixty-one cents

(\$98.61) for repairs to Autocar truck No. 15094."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Anderson presented

No. 4904 Report of the Committee on Public Safety for November 26, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 3672. An Ordinance entitled, "An Ordinance regulating signs, barber poles marquises, awnings and canopies; providing for the inspection thereof; providing for the issuing of erection permits and maintenances and inspection certificates therefor; providing for registration of persons, firms and corporations engaged in the business of outdoor advertising; fixing fees for said permits, certificates and registrations, and providing penalties for the violation of the provisions of this ordinance."

In Public Safety Committee, June 25, 1935, Bill read and amended by striking out and by inserting, as shown in red, in Sections 3, 6, 7, 13, and 20, and as amended ordered returned to Council with an affirmative recommendation.

In Council, June 28, 1935 Bill read and recommitted to the Committee on

Public Safety.

In Public Safety Committee, November 26, 1935 Bill read and amended by striking out and by inserting, as shown in red, in Sections 3, 4, 6, 7, 8, 11, 12, 13, 14, 17, 19, 20, 22 and 23 and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Anderson moved

That the amendments of the Public Safety Committee, of June 25th, 1935 and November 26, 1935, be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Anderson moved

That the bill be laid on the table for a hearing on next hearing day.

Which motion prevailed.

Mr. Gallagher presented

No. 4905 Report of the Committee on Public Welfare for November 26, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4856. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in payment for services rendered without previous authority of Law by employees in the Coal Mine at the Pittsburgh City Home and Hospitals at Mayview, Pa., in the amount of \$363.89 for the period from October 1, 1935, to November 18, 1935."

Which was read

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time

and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr Huston presented

No. 4906. Report of the Committee on Health and Sanitation for November 26, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4806. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Furniture and Furnishings, Tableware, Bedding, and Hospital Equipment for the Leech Farm Sanatorium, Department of Public Health, and providing for the payment thereof."

Which was read.

Mr. Huston moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Coun-

cil being in the affirmative, the bill passed finally.

Mr. McArdle presented

Bill No. 4859. Communication from the Mayor appointing George W Wakefield as a member of the Board of Property Assessors.

In Finance Committee, November 26, 1935, Read and referred to Council for action.

Which was read, received and filed.

Mr. McArdle also presented

No. 4907. RESOLVED, That the appointment by the Mayor of George W. Wakefield as a member of the Board of Property Assessors be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion, the ayes and noes were ordered taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Nones none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair, at this time, presented

No. 4908. City of Pittsburgh,
Office of the Mayor,
November 25, 1935.

President and Members
of Council,
City of Pittsburgh
Gentlemen:

I am returning herewith Ordinance No. 4744 without my signature, as I think it useless expenditure to try to clean buildings in our City as they soon become discolored, and we should in these times try to save the taxpayers as much money as possible.

Also there has always been a question in my mind of the good of cleaning on the surface of the stone.

Very truly yours,

WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Also

Bill No. 4744. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the cleaning of the exterior of the Carnegie Free Library of Allegheny building, and providing for the payment thereof."

In Council, Nov. 18, 1935, Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Huston
Demmler	Kane
Evans	Magee
Gallagher	Garland (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

The Chair also presented

No. 4909.

City of Pittsburgh,
Office of the Mayor,
November 30, 1935.

To the President and
Members of City Council.
Gentlemen:

I am returning Bill No. 4719, without my signature, as this individual was removed by me and continued to occupy the office in spite of my removal.

The Courts have definitely established the right of the Mayor to remove any official and, in the use of my discretion, for reasons sufficient to myself, I removed this employe and, therefore, I see no reason why he should be paid after he was no longer on the City payroll.

Respectfully yours,

WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Also

Bill No. 4719. Resolution authorizing the issuing of a warrant in

favor of A. G. Holmes in the sum of \$2,226.66, for services as Chairman of the Board of Adjustment from February 15th to October 15th, 1935, and charging same to Code Account No. 1117, Salaries, Regular Employees, Board of Adjustment.

In Council, Nov. 18, 1935, Read, rule suspended, read a second and third times and finally passed by a two-thirds vote.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution became a law notwithstanding the objections of the Mayor.

The Chair also presented

No. 4910.

CITY OF PITTSBURGH
OFFICE OF THE MAYOR.

November 30, 1935.

To the President and
Members of City Council.
Gentlemen:

I am returning Bill No. 4826, without my approval, as the City of Pittsburgh has no authority to authorize or empower an outside group to enter upon and improve by grading, etc., the highways of our City. Any change of grade throws the City liable for damages and this work can just as well be done by the Director of the Department of Public Works. He is ready to furnish our unemployed citizens with work and if he does it, there will be no uncertainty as to their pay. The Works Progress Administration today has failed to pay many people who have been working for them and they are in very dire straits. If the City of Pittsburgh had employed them, they would be getting their pay regularly the same as all other City employees.

For these and many other reasons,

we are establishing a bad practice when we turn our highways over to other groups and get them out of our control.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Also

Bill No. 4826. An Ordinance entitled, "An Ordinance authorizing and empowering the Works Progress Administration to enter upon unimproved public highways in the City of Pittsburgh for the purpose of grading and improving the surface of same."

In Council, Nov. 29, 1935, Bill read rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

The Chair also presented

No. 4911. City of Pittsburgh,
Office of the Mayor.
November 30, 1935.

To the President and
Members of City Council.
Gentlemen:

I am returning Bill No. 4825, without my approval, for the reasons set forth in my message on Bill No. 4826, as this is starting a bad precedent in giving outside groups control over City property.

Respectfully yours,
WM. N. McNAIR,
Mayor.

Which was read, received and filed.

Also

Bill No. 4825. An Ordinance

entitled, "An Ordinance authorizing and empowering the Works Progress Administration to enter upon and improve the public parks and playgrounds of the City of Pittsburgh."

In Council, Nov. 29, 1935, Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of the Council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

MOTIONS AND RESOLUTIONS

Mr. Huston moved

That the Minutes of Council of Monday, November 25th, 1935, be approved.

Which motion prevailed.

Mr. McArdle moved

That the Council hereby urgently requests the City Solicitor to petition the Court to list for hearing the equity suit instituted by a taxpayer seeking to restrain the Mayor and the Controller from proceeding with the sale of the \$500,000 short-term note authorized by ordinance duly enacted, and that he take every possible step to have said suit heard and disposed of at the earliest possible date.

Mr. Magee moved

To amend the motion by striking out the words "urgently requests" and insert in lieu thereof the words "authorizes and directs".

Which motion prevailed.

And the question recurring on the adoption of the motion, as amended.

The motion prevailed.

And on motion of Mr. Gallagher

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Thursday, December 5, 1935

No. 62.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Thursday December 5th, 1935.

Council met pursuant to the following call:

Pittsburgh, Pa.,

December 3, 1935.

Mr. Robt. Clark,
Clerk of Council.
Dear Sir:—

Please call a special meeting of Council for Thursday, December 5, 1935, at 4 o'clock, P. M., for the purpose of acting upon an emergency ordinance appropriating funds for the repair by contract of two existing boilers in the North Side Municipal Hall, and such other business as may come before the meeting.

Yours very truly,

ROBERT GARLAND,
President of Council.

Which was read, received and filed.

Present:—Messrs.

Anderson
Demmler
Evans
Gallagher
Huston
Kane
Magee
McArdle
Garland (Pres't)

PRESENTATIONS.

Mr. Demmler presented

No. 4912. An Ordinance granting permission to the American Brake Shoe and Foundry Company to extend a railroad siding across 38th Street for a distance of 40 feet in the Sixth ward of the City of Pittsburgh, Pa.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 4913. An Ordinance amending an ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing delivery of one Electric Refrigerator, Shelving Equipment and a Four door Sedan for the Department of Public Welfare, and providing for the payment thereof," approved April 26th, 1935.

Also

No. 4914. Resolution authorizing and directing the City Controller to transfer the following sums, to wit:

FROM CODE ACCOUNT

1302, Miscellaneous Services, General Office,	\$1,500.00
1306, Salaries, Regular Employees, Dist. Physicians,	500.00
1307, Supplies, Dist. Physicians,	500.00
1316, Salaries, Regular Employees, Mental Health Clinic,	3300.00

1325, Salaries Regular Em-	
ployes Mayview City Home	3500.00
and Hospital	13300.00
	<hr/>
	\$22600.00
To Code Account	
1308, Quarantine Relief and	
Burials, General Office	\$ 600.00
1328 Miscellaneous Services,	
Mayview City Home and	
Hospital	500.00
1332 Supplies, Mayview City	
Home and Hospital	21000.00
1337, Equipment and Machin-	
ery, Mayview City Home	
and Hospital	500.00
	<hr/>
	\$22600.00

Which were read and referred to the Committee on Finance.

Mr. McArdle presented

No. 4915. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the installation of a boiler at North Side Municipal Hall, and setting aside the sum of Twenty-five hundred (\$2,500.00) dollars from Bond Fund No. 111, General Improvement Bonds 1932, for the payment of the costs thereof.

Also

No. 4916. An Ordinance amending an ordinance entitled, "An Ordinance creating and establishing certain temporary positions in the Traffic Court, Office of the Mayor, fixing the rate of compensation therefor, and providing for the payment of the cost thereof," approved July 26, 1935.

Also

No. 4917. An Ordinance amending and supplementing a portion of Section 102, Department of Public Works, of Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved January 2, 1935, and as amended by Ordinance No. 23, approved February 7, 1935, and Ordinance No. 77, approved March 22, 1935.

Also

No. 4918. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to carry out and to complete Unemployment Relief Projects in conjunction with the Works Progress Administration, and authorizing the payment of such costs required for this construction as may not be assumed by the Works Progress Administration, including as may be necessary the rental or purchase of tools, plant, motor trucks and equipment, the payment of engineering and general supervisory expenses, miscellaneous services, repairs, materials, rental of office space, and supplies, for the proper performance of said work.

Also

No. 4919 An Ordinance appropriating the sum of \$1,680,000.00 from the sum of the payment of the cost of Supplies, Miscellaneous Services, Materials, Rentals, Equipment, Labor and Supervision, including engineering expenses; the labor to be provided from among the unemployed, for the improvement and repair of streets and thoroughfares, parks, playgrounds, sewers, buildings and structures of the City of Pittsburgh in the amounts set forth for the Department of Public Works.

Which were severally read and referred to the Committee on Finance.

Mr. McArdle arose and said:

Mr. President:— Before Council adjourns, while it has no place in this meeting, I think it might be opportune to say that while we have in the Finance Committee considered and affirmed the tax levy ordinance, fixing the tax levy for 1936 at the present rate of 20.6 mills on land and 10.3 on buildings, it might be necessary to refer that bill back to Committee on Monday in view of the pending litigation, the outcome of which may affect the City's ability to finance the public works projects. If an adverse decision is rendered to permit the City to float a loan, after the consideration of this case in court tomorrow, it will be necessary to raise the tax levy.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, December 9, 1935

No. 63.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, December 9, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS

Mr. Anderson presented

No. 4920. Communication from the Department of Public Safety, requesting an additional inspector in the Division of Boiler Inspection.

Also

No. 4921. Resolution authorizing and directing the City Controller to transfer the sum of \$1500.00 from Code Account No. 118, Relief Bonds-Series C-1933, to Code Account No. 118-14, Rehabilitation of Police Stations and Fire Engine Houses.

Which were read and referred to the Committee on Finance.

Also

No. 4922. Communication from the Department of Public Safety calling attention to the condition of the old North Side Municipal Hall, located at Federal and Ohio streets.

Also

No. 4923. An Ordinance authorizing the issuance of a warrant in favor of M. G. Moshlthes, for services rendered without previous authority of Law, in the sum of \$1679.75.

Which were read and referred to the Committee on Public Safety.

Also

No. 4924. Communication from the Department of Public Safety advising of institution of 60-day trial, effective December 18, 1935, of Removal of No Parking 8 A.M. to 9:30 A.M. and 3:30 P.M. to 5 P.M., on South Millvale avenue, between Baum boulevard and Centre avenue, west side.

Which was read, received and filed.

Also

No. 4925. Communication from the Department of Public Safety advising of institution of 30-day trial, effective December 4, 1935, of No Parking 8 A.M. to 9:30 A.M. and 4:30 P.M. to 6 P.M., with 30-minute parking 9:30 A.M. to 4:30 P.M., on Penn avenue, between Seventh and Ninth streets, both sides.

Which was read, received and filed.

Also

No. 4926. Communication from the Department of Public Safety advising of 60-day trial, effective De-

ember 18, 1935, of Unrestricted parking on Ellsworth avenue, between South Negley avenue and Spahr street, both sides.

Which was read, received and filed.

Also

No. 4927. Communication from the Department of Public Safety advising of 60-day trial, effective December 18, 1935, of One-hour Parking 9:30 A. M. to 6:00 P. M. on South Twenty-sixth street, between Carson and Sarah streets, easterly side.

Which was read, received and filed.

Also

No. 4928. Communication from the Department of Public Safety advising of 60-day trial, effective December 18, 1935, of No Parking at any time on Devonshire street, between Fifth avenue and Ellsworth avenue, easterly side.

Which was read, received and filed.

Mr. Demmler presented

No. 4929. Report by John Bauer, Economist, and Alfred E. Shaw, Engineer. American Public Utilities Bureau, New York City, on the Conditions and Requirements of Modern Mass Transportation in the Pittsburgh District, as furnished by the Pittsburgh Railways Company.

Also

No. 4930. An Ordinance agreeing to continue in force until the Agreement between the City of Pittsburgh, the Philadelphia Company and the Pittsburgh Railways Company, dated December 20, 1921, providing, among other things, for the creation of a Traction Conference Board, as amended and supplemented.

Also

No. 4931. An Ordinance granting unto the Board of Public Education, Pittsburgh, Penna., the right to construct, occupy, use, and maintain a vault or tunnel for the passage of steam boilers, electric transformers, coal storage, and other equipment, and a wall encroachment underneath a portion of the northerly sidewalk of Fortieth street adjacent to the Washington Trade School in the 9th Ward of the City of Pittsburgh, Pennsylvania.

Also

No. 4932. An Ordinance re-establishing the grade of Jacob street, from Roseville street to Whited street.

Also

No. 4933. An Ordinance amending Ordinance No. 287, approved by the Mayor, October 11, 1935, entitled, "An Ordinance authorizing the Pennsylvania Railroad Company to remove certain tracks on Smallman street, Second ward, City of Pittsburgh, extending between points 115 ft. and 120 ft. respectively, from the northeasterly building lines of 22nd Street and 26th Street; and granting permission to substitute therefor certain other tracks, and prescribing certain conditions thereof", by extending the time stipulated for acceptance of the provisions thereof by the Pennsylvania Railroad Company.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Evans presented

No. 4934. Resolution authorizing and directing the City Controller to transfer the sum of \$1,250.00 from Code Account No. 1004, Newspaper Advertising, to Code Account No. 1152, Repairs, Carnegie Free Library, North Side.

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 4935. An Ordinance providing for the letting of a contract or contracts for the furnishing of Dentures for patients at the Pittsburgh City Home and Hospitals at Mayview, Pennsylvania, for the year 1936, and charging same to Code Account 1332, Supplies, Pittsburgh City Home and Hospitals, Mayview, Pennsylvania.

Also

No. 4936. An Ordinance providing for the letting of a contract or contracts for Burials and Ambulance Hire for the year 1936, for the Department of Public Welfare, City of Pittsburgh, and charging same to Code Account 1308, Quarantine Relief and Burials.

Which were read and referred to the Committee on Public Welfare.

Mr. Kane presented

No. 4937. Communication from the Department of Public Works asking for additional item of \$30,000.00 for day and night watchmen in the city parks.

Also

No. 4938. Communication from the Department of Public Works asking that the item of \$3,000.00 be set up in the 1936 appropriation for the construction of a footbridge on Englert street over Saw Mill run.

Which were read and referred to the Committee on Finance.

Also

No. 4939. An Ordinance authorizing and directing the construction of a public sewer on Edington street, from a point about 250 feet north of Nordica street to the existing sewer on Kilbourne street, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4940. An Ordinance amending Section 1 and the title of Ordinance No. 274, approved by the Mayor, October 8, 1935, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the extension of the heating system of the Phipps Conservatory into the Garden Center House, and for the making of repairs to the roof and floors of the said Garden Center House in Schenley park, and providing for the payment of the cost thereof."

Also

No. 4941. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of a retaining wall across Thirtieth street on the southerly line of Wiggins street, and authorizing the setting aside of the sum

of Five Thousand (\$5,000.00) Dollars from _____ for payment of the cost thereof.

Also

No. 4942. Communication from Pittsburgh Chapter, Pennsylvania Society of Professional Engineers, requesting establishment of legal regulations requiring that all employees of the City in charge of design, supervision and construction of engineering work hold a Certificate issued by the State Registration Board for Professional Engineers of the Commonwealth of Pennsylvania.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4943. An Ordinance amending Ordinance No. 294, approved by the Mayor, October 26, 1935, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Maurice street, Second avenue and private property of C. G. Hussey & Company, from the existing sewer on Maurice street at Rock street to the Monongahela river, with a branch relief sewer on the southwest sidewalk of Second avenue, and the construction of drainage improvements in the Maurice Street Drainage Basin, including as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of Fifty-five Thousand (\$55,000.00) Dollars for the payment of the cost of said work from Code Account No. 1556, Emergency Appropriation, and Three Thousand (\$3,000.00) Dollars for the payment of engineering expenses including salaries, wages and miscellaneous services in the Department of Public Works from Code Account No. 1556-1, Engineering Expenses, Emergency, Maurice Street Sewer", by increasing the sum stipulated in amount of Fifty-five Thousand (\$55,000.00) Dollars to Sixty Thousand (\$60,000.00) Dollars.

Which was read.

Mr. Magee presented

No. 4944. An Ordinance pro-

viding rules and regulations for the protection and maintenance of good order in the Public Parks, playgrounds and other Public Grounds of the City of Pittsburgh; and providing for the issuance of permits and fixing penalties for violations thereof.

Which was read and referred to the Committee on Parks and Libraries.

Mr. McArdle presented

No. 4945. An Ordinance authorizing the sale of certain property owned by the City of Pittsburgh, situated in the 18th Ward, to John L. Lewis' Heirs and M. P. Garrigan for the sum of Eight Hundred Thirty-eight Dollars and Twenty-six Cents (\$838.26).

Also

No. 4946. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Code Account 1730, Repairs, Exposition Building, to Code Account 1690, Wages, North Side Market; and the sum of \$350.00 from Code Account 1721, Repairs, Comfort Stations, to Code Account 1718, Salaries, Comfort Stations, all within the Bureau of City Property.

Also

No. 4947. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account , to Code Account No. 1080, Public Utilities Litigation, Department of Law.

Also

No. 4948. Resolution authorizing and directing the City Controller to transfer the sum of \$100.00 from Code Account 1773, Repairs, to Code Account 1755, Salaries, Regular Employees, Mechanical Division, Bureau of Water, Department of Public Works.

Also

No. 4949. Resolution accepting the offer of Executors and Trustees under the Will of Frederick C. Renziehausen, deceased, of deed of Gift to the City of Pittsburgh of lot situate in the 17th Ward of said City, for use as a playground for children or a recreation center to be known as "The Sophia Evert Playground No. 1".

Also

No. 4950. Resolution authorizing and directing the City Controller to transfer the sum of \$800.00 from Code Account No. 1040, Salaries, to Code Account No. 1042, Supplies, Supervisor of City Stables.

Also

No. 4951. Resolution authorizing the issuing of a warrant in favor of the Reliable Printing Company in the sum of \$105.50, for the numbering consecutively and printing the number of Ward on forms required by the Department of Assessors; and a warrant in favor of the Imperial Ruling and Binding Company in the sum of \$36.00 for extra leaves furnished in printing the City Tax Duplicate Books required by the Department of Assessors, and charging the respective sums to Code Account No. 1096-C, Department of Assessors.

Also

No. 4952. Communication from the Department of Law relative to compromise of indebtedness of Joseph H. Reich, Esq., to the Pennsylvania Trust Company.

Also

No. 4953. Report of the City Treasurer on the collection of delinquent taxes for the period November 16 to 30; also statement of collection of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Also

No. 4954. Petition for Traffic Light at Perrysville avenue and Vinton street.

Which was read and referred to the Committee on Public Safety.

Also

No. 4955. An Ordinance designating the construction of a Trunk Sewer in the Four Mile Run Drainage Basin, extending from the existing sewer in Schenley park, near Greenfield road, to Saline street, partly on public and partly on private property, to be carried out as an Unemployment Relief Project, and appropriating therefor an easement of a strip of ground from the properties

owned by C. Miller and N. Wood, and providing for adjudication of damages occasioned thereby.

Also

No. 4956. An Ordinance designating and describing sewers to be repaired and constructed, stream channels to be improved, and other drainage improvements to be carried out as Unemployment Relief Projects.

Which were read and referred to the Committee on Public Works.

The Chair presented

No. 4957. Communication from the Efficiency and Economy Commission of Pittsburgh transmitting Report on Compensation and General Public Liability.

Also

No. 4958. Communication from the Efficiency and Economy Commission of Pittsburgh transmitting Report of Sub-committee on Timekeeping and Payroll.

Also

No. 4959. Communication from the University of Pittsburgh relative to Football Trophy awarded by City Council in 1923.

Also

No. 4960. Communication from the Allegheny County Real Estate Owners and Taxpayers League again urging reduction in budget and tax rates on real estate for the year 1936.

Also

No. 4961. Communication from John Hufnagel asking, if the Henger Farm property in the Sixteenth ward is desired for playground purposes, it be taken over for the amount of taxes assessed against it.

Also

No. 4962. Communication from C. J. Campbell recommending the consolidation of all offices where permits for construction of homes and buildings are obtained.

Also

No. 4963. Communication from

the Department of Law relative to payment of compensation to Policemen and Firemen injured in the course of their employment in accordance with the opinion of the Attorney-General of Pennsylvania.

Also

No. 4964. Communication from Allegheny County Council, United Spanish War Veterans, requesting an appropriation of \$800, instead of \$700, as has been appropriated in the past few years, to carry on the work for Memorial Day.

Also

No. 4965. Communication from Wilson & Curry offering property on Herra Island for site for incinerator plant.

Which were severally read and referred to the Committee on Finance.

Also

No. 4966. Communication from the Board of Commissioners of Allegheny County agreeing to do the physical work for the extension of the Saw Mill Run boulevard from Banksville road to Carson street, and offering to pay 50% of the property damage claims.

Also

No. 4967. Communication from John R. Herring, 60 Moredale street, relative to the condition of Whited and Moredale streets.

Also

No. 4968. Communication from Mildred M. Carson, 1703 Buena Vista street, North Side, relative to the condition of paving on Buena Vista street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4969. Communication from the Department of Law answering brief filed by B. L. Steinberg, Esq., as to the duties of the Mayor and the Director of the Department of Public Welfare on the question of relief.

Which was read and referred to the Committee on Finance.

Also

No. 4970. Communication from L. A. Wagner asking that the ordinance requiring public utility companies to place their wires underground be enforced.

Also

No. 4971. Communication from Harry Shapera, Esq., representing H. L. Seaman, owner of certain property fronting on Penn avenue, and also the mortgagee, protesting against the vacation of Pentz way from Cassius street property line (of the Seaman property) 120 feet northwardly therefrom.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 4972. Communication from J. R. Gray, Kelly-Wood Real Estate Co., Center and Highland avenues, complaining of newsboys calling their papers on Sunday mornings.

Also

No. 4973. Communication from M. LaMark, 922 Chateau street, North Side, relative to his windows being broken by baseballs from playgrounds across the street.

Which were read and referred to the Committee on Public Safety.

Also

No. 4974. Communication from Sanitary Water Board, Harrisburg, replying to Resolution No. 225, relative to pollution of Clarion river, etc.

Which was read and referred to the Committee of Health and Sanitation.

Also

No. 4975. Communication from the Morningside Board of Trade expressing appreciation for the passing of ordinances for the improving of Butler street extension and Baker street; also suggesting that Pittsburgh Railways Company have bus service from the 62nd Street bridge or Loop to Jancey and Greenwood streets, to No. 96 Car.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 4976. Communication from the Morningside Board of Trade, expressing appreciation for the passing of ordinance accepting the McIlroy property, 10th Ward, from the H. H. Renziehausen Estate, for playground purposes.

Which was read, received and filed.

Also

No. 4977. Communication from Nathan Olesker, 5534 Centre avenue, relative to water bill which he claims is excessive on property at 2206-8 Centre avenue and 2201-3 LaPlace street, which are on one meter.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 4978. Report of the Committee on Finance for December 3, 1935, transmitting two ordinances and sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4872. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Charles B. Prichard, Esq., in the sum of \$3,000.00; Turnbull Construction Company in the sum of \$202.66; Honus Wagner Sporting Goods Company in the sum of \$108.35; Leo A. Brennan in the sum of \$12.00, and Fort Pitt Typewriter Company in the sum of \$16.50."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Demmler arose and said:

Mr. President:— Speaking on Bill No. 4872, being an ordinance to pay for certain services and salaries under the Wallace Act, I question the appropriation as to the special services rendered in the Civil Service Commission, but rather than delay ac-

tion on the entire bill, I will vote for it.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 4879. An Ordinance entitled, "An Ordinance authorizing and directing the City Controller to charge extra work, amounting \$5,684.31 as part of the cost of completing the contract duly entered into with the Harrison Construction Company for the grading to a width of 40 feet, paving and curbing of McCaslin street, from Greenleld avenue to Bigelow street, including the laying of water lines, Contract No. 389, Controller's office file, Filling Mine Workings Under Streets."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 4871. Resolution authorizing the issuing of warrants for payment of transportation to and from Mayview City Home and Hospitals, during November and December, 1934, and January to October, 1935, in favor of:

Walter E. Burtt, Architectural Superintendent,	\$72.46
Vincent D. Burns, Engineer of Construction	54.25
Frederick C. Coder, Engineer of Construction,	98.20

and charging same to Bond Fund No. 123-B, Architectural Expense, Salaries, Mayview City Home and Hospitals.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4874. Resolution authorizing the issuing of a warrant in favor of Raymond Carbons and his wife, Susan Carbons, in the sum of \$250.00, in full settlement of their claims against the City of Pittsburgh for personal injuries sustained by said Susan Carbons in an accident which occurred on June 2, 1933, on Hamilton avenue near Dallas avenue in the City of Pittsburgh, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4868. Resolution authorizing and directing the City Controller to transfer

FROM CODE ACCOUNTS:

1147 Salaries Regular Employees, Carnegie Free Library North Side,	\$ 52.00
1004 Newspaper Advertising .	870.00

Total \$922.00

TO CODE ACCOUNTS:

1148 Wages Regular Employees, Carnegie Free Library North Side,	\$ 52.00
1646 Wages— October to December— Boardwalks and Steps, Bureau of Highways and Sewers,	350.00
1647 Materials— Boardwalks and Steps, Bureau of Highways and Sewers,	520.00

Total \$922.00;

the transfers to Code Account Nos. 1646 and 1647 to provide for cost of reconstruction of the Toboggan street steps, and authorizing and directing the Director of the Department of Public Works to proceed with said work.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution,

Which motion prevailed.

And the rule having been suspended the resolution was read a second

and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4877. Resolution authorizing and directing the City Controller to transfer the sum of \$203.58 from Code Account No. to Code Account No. 42-2, for payment of electrical work at Flag Staff Hill Stage by The Schwartz Electric Company.

In Finance Committee, December 3, 1935, Read and amended by inserting in blank space the figure "42", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution,

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle also presented

No. 4979. Report of the Com-

mittee on Finance for December 5, 1935, transmitting sundry ordinances and a resolution to Council.

Which was read, received and filed.

Mr. McArdle moved

A suspension of Rule VIII, providing for mailing of printed Copies of all ordinances and resolutions to each member of Council at least 48 hours previous to the final consideration of such papers by Council.

Which motion prevailed.

Mr. McArdle also presented

Bill No. 4824. An Ordinance entitled, "An Ordinance levying and assessing taxes and water rents for the fiscal year beginning January 1st, 1936, and ending December 31st, 1936, upon all property subject to taxation within the limits of the City of Pittsburgh."

In Finance Committee, Dec. 5, 1935, Bill read and amended in Section 1, by inserting after the words "limits of said City, viz:" the words "twenty and six tenths (20.6)"; after the words "upon each dollar or" the words "Two dollars and six cents (\$2.06)"; after the words "of land and", the words "ten and three-tenths (10.3)", and after the words "upon each dollar, or" the words "One dollar and three cents (\$1.03)", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee, and agreed to by Council was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. McArdle moved

That the bill lay on the table for the present

Mr. McArdle stated

That he would offer, before the close of the meeting, a motion to recess until Thursday afternoon at

4 o'clock to resume consideration of the bill.

Mr. Demmler arose and said:

Mr. President:— Speaking on the motion to defer action on the Tax Levy Ordinance for the present, I would like to state that I agree with this action because of the uncertainty regarding the relief situation.

I believe the Mayor should send an official communication to Council setting forth his views on the relief question, as the statement given to the newspapers regarding his attitude is insufficient. I am also of the opinion that the Council should have some official notice from the State authorities as to their attitude on the question of relief.

If the City is required to appropriate money for relief, it can only do so by levying taxes on real estate, and should Council fix the tax levy for 1936 and later be compelled to provide money for relief purposes, the only other way money could be secured would be through the issuance of bonds. Therefore, I believe that Council should have official communications from the Mayor and the State authorities outlining their attitude on the whole relief question.

And the question recurring on the motion to lay the bill on the table for the present.

The motion prevailed.

Mr. McArdle also presented

Bill No. 4827. An Ordinance entitled, "An Ordinance fixing the rentals of stands and stalls in the North Side Market House, and providing for the regulation and leasing of the same."

In Finance Committee, Dec. 5, 1935, Bill read and amended by inserting at the end of Section 2, the words "said leases shall provide that the term of each lease shall not exceed two years and should the rent of the lessee become delinquent for a period of sixty (60) days, his lease shall be terminated thereon," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 4915. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the installation of a boiler at North Side Municipal Hall, and setting aside the sum of Twenty-five hundred (\$2,500.00) dollars from Bond Fund No. 111, General Improvement Bonds, 1932, for the payment of the costs thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill

pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4916. An Ordinance entitled, "An Ordinance amending an Ordinance entitled, 'An Ordinance creating and establishing certain temporary positions in the Traffic Court, Office of the Mayor, fixing the rate of compensation therefor, and providing for the payment of the cost thereof,' approved July 26, 1935."

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4914. Resolution authorizing and directing the City Controller to transfer the following sums, to wit:

FROM CODE ACCOUNT
1302 Miscellaneous Services,
General Offices, \$ 1,500.00

1306 Salaries, Regular Em- ployes, District Physicians,	500.00
1307 Supplies, District Physicians,	500.00
1316 Salaries, Regular Em- ployes, Mental Health Clinic,	3,300.00
1325 Salaries, Regular Em- ployes, Mayview City Home and Hospital,	3,500.00
	13,300.00

Total \$22,600.00

TO CODE ACCOUNT

1308 Quarantine Relief and Burials, General Office, \$	600.00
1328 Miscell. Services, May- view City Home and Hospital,	500.00
1332 Supplies, Mayview City Home and Hospital	21,000.00
1337 Equipment and Machin- ery, Mayview City Home and Hospital,	500.00

Total \$22,600.00

In Finance Committee, Dec. 5, 1935,
Read and amended by inserting in
blank space, before the figures "\$13300.
00" the words "1010, Industrial De-
velop. Commission," and as amended
ordered returned to Council, with an
affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the
Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in
Committee and agreed to by Council,
was read.

Mr. McArdle moved

A suspension of the rule to allow
the second and third readings and
final passage of the resolution.

Which motion prevailed.

And the rule having been suspend-
ed the resolution was read a second
and third times, and upon final
passage the ayes and noes were
taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Coun-

cil being in the affirmative, the reso-
lution passed finally.

Mr. Kane presented

No. 4980. Report of the Com-
mittee on Public Works for Decem-
ber 3rd, 1935, transmitting an ordi-
nance to Council.

Which was read, received and filed.

Also, with an affirmative recommen-
dation,

Bill No. 4869. An Ordinance
entitled, "An Ordinance authorizing
and directing the construction of a
public sewer on Wiltsie street, East
Chester street and Undercliff way,
from the crown southeast of Fern
Rock road to the existing sewer on
the northwest sidewalk of Lincoln
avenue and to the existing sewer on
Undercliff way southeast of Wardson
street including as may be necessary,
the excavation of exploratory test
holes, and providing for the letting
of a contract or contracts therefor,
and providing that the costs, damag-
es and expenses of the same be asses-
sed against and collected from prop-
erty specially benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to
allow the second and third readings
and final passage of the bill.

Which motion prevailed.

And the bill was read a second time
and agreed to.

and agreed to.

And the title of the bill was read
and agreed to.

And on the question, "Shall the bill
pass finally?"

The ayes and noes were taken agree-
ably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Coun-
cil being in the affirmative, the bill
passed finally.

Mr. Demmler presented

No. 4981. Report of the Com-
mittee on Public Service and Surveys
for December 5, 1935, transmitting an
ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4912. An Ordinance entitled, "An Ordinance granting permission to the American Brake Shoe and Foundry Company to extend a railroad siding across 38th Street for a distance of 40 feet in the Sixth ward of the City of Pittsburgh, Pa."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler moved

That, since advertising had been stopped on the ordinance granting similar rights to the Pennsylvania Railroad Co., the clerk be instructed to charge only the actual cost to the Company and to apply the balance paid by the Railroad Co., on the \$150.00 charge for printing and publication of Bill No. 4912, passed at this meeting.

Which motion prevailed.

Mr. Anderson, at this time, called up

Bill No. 3672. An Ordinance entitled, "An Ordinance regulating signs, barber poles, marquees, awnings and canopies; providing for the inspection thereof; providing for the issuing of erection permits and maintenance and inspection certificates therefor; providing for registration

of persons, firms and corporations engaged in the business of outdoor advertising; fixing fees for said permits, certificates and registrations, and providing penalties for the violation of the provisions of this ordinance."

Which, in Council, Dec. 2nd, 1935, was read, Committee amendments agreed to, rule suspended, read a second time and laid on table for a hearing.

Which was read.

Mr. Anderson moved

To reconsider the vote by which the bill was laid on the table for a hearing.

Which motion prevailed.

And the question recurring, "Shall the bill be laid on the table for a hearing?"

The motion did not prevail.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

The Chair presented

No. 4982.

City of Pittsburgh, Penna.,

December 6, 1935.

President and Members
of Council.

City of Pittsburgh.

Gentlemen:—

By letter dated October 4, 1936, the Mayor and the City Controller certified the existence of an emergency requiring a special appropriation to meet the same as follows:

"WHEREAS, because the existing drainage facilities in the Maurice street Drainage Basin are very

inadequate, storm water has overflowed on Second avenue and the plant of C. G. Hussey & Co. during and after heavy storms, and as a result thereof has necessitated cessation of work in said plant, and a considerable expenditure in cleaning up of sediment and debris; and

WHEREAS, further disturbance to the operation of the plant may adversely affect the procurement of additional orders and thereby threaten the continued operation of said plant; and

WHEREAS, prompt action to provide for the construction of relief sewers and drainage improvements in the said basin including the construction of the relief sewer to an outfall at the Monongahela river is deemed to be necessary and very urgent; and

WHEREAS, the undersigned consider the situation to constitute a serious public emergency; Now, therefore,

Pursuant to the terms of Section 13 of the Act of May 31st, 1911, relating to appropriations, we, the undersigned, the Mayor and the Controller of the City of Pittsburgh, hereby certify the existence of an emergency requiring a special appropriation of the sum of Fifty-eight thousand (\$58,000.00) dollars, or so much thereof as may be necessary, to meet the same."

Pursuant to the terms and provisions of Section 13, of the Act of May 31, 1911, relating to appropriations, we, the undersigned, the Mayor and the Controller of the City of Pittsburgh, hereby certify the existence of an emergency requiring a special appropriation of an additional sum of Five thousand (\$5,000.00) dollars, or so much thereof as may be necessary, to meet the same.

We desire immediate action on this matter.

Yours very truly,
WM. N. McNAIR,
Mayor.
JAMES P. KERR,
City Controller.

Which was read, received and filed.

The Clerk stated

That the communication was attached to the ordinance, which was

handed up to the desk during the meeting, and he did not discover it was an emergency ordinance, at the time of presentation.

The Chair took up

Bill No. 4943. An Ordinance entitled, "An Ordinance amending Ordinance No. 294, approved by the Mayor October 26, 1935, entitled, 'An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Maurice street, Second avenue and private property of C. G. Hussey & Company, from the existing sewer on Maurice street at Rock street to the Monongahela river, with a branch sewer on the southwest sidewalk of Second avenue, and the construction of drainage improvements in the Maurice street Drainage Basin, including as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of Fifty-five thousand (\$55,000.00) dollars for the payment of the cost of said work from code account No. 1556, Emergency Appropriation, and Three thousand (\$3,000.00) dollars for the payment of engineering expenses including salaries, wages and miscellaneous services in the Department of Public Works from Code Account No. 1556-1, Engineering Expenses, Emergency, Maurice Street Sewer,' by increasing the sum stipulated in amount of Fifty-five thousand (\$55,000.00) dollars to Sixty thousand (\$60,000) dollars."

In Council, this day, Read.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And all of the votes of the members of Council present being in the affirmative, the bill passed finally, as provided by Section 12 of the Act of May 31, 1911, relating to the passage of bills in case of public emergency.

MOTIONS AND RESOLUTIONS.

Mr. McArdle moved

That, at the conclusion of business today, the Director of the Department of Public Works and his Chief Engineer, or whomsoever he may designate, be invited to a conference with the members of Council to discuss the preliminary steps that may be necessary to the progress of the work under WPA.

Which motion prevailed.

Mr. Kane moved

That Congressman Moritz be given the privilege of the floor to talk upon taxation.

Which motion did not prevail.

Congressman Moritz, at this time, appeared and endeavored to address Council but was ruled out of order by the Chair.

At this time, Mayor McNair endeavored to address Council, but was informed by the Chair, he was not in order, as Mr. McArdle had the floor.

Mr. McArdle moved

That, at the conclusion of business at this afternoon's session, a recess be declared until 4 o'clock Thursday afternoon, December 12th, to resume consideration of business before this meeting.

Which motion prevailed.

Mr. Huston moved

That the Minutes of Council of Friday, November 29th; Monday, December 2nd, and Thursday, December 5th, 1935, be approved.

Which motion prevailed.

And there being no further business before the meeting, the Chair declared a recess until Thursday, December 12th, 1935, at 4 o'clock, P. M.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Thursday, December 12, 1935

No. 63.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Thursday, December 12, 1935.

The hour of 4 o'clock, P. M., having arrived, and the time of the recess having expired, Council reconvened, and there were present:—

Messrs.

Demmler

Evans

Gallagher

Huston

Kane

Garland (Pres't)

Absent:—Messrs.

Anderson

McArdle

Magee

The Chair presented

No. 4983.

City of Pittsburgh.
Office of the Mayor,
December 9, 1935.

To the President and
Members of City Council:

Gentlemen:—

I have this day appointed, subject to your approval, Alfred Hirsch, 1814 Murdoch street, to the position of Member of the Board of Adjustment to fill the vacancy caused by removal of Stanley Carrington, and would ask for an immediate confirmation of the same.

Respectfully yours,

WM. N. McNAIR,
Mayor.

Which was read, and on motion of Mr. Kane, referred to the Committee on Finance.

And on motion of Mr. Gallagher

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, December 16, 1935

No. 64.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, December 16, 1935.

Council met.

Present:—Messrs.

Anderson Kane

Demmler Magee

Evans McArdle

Gallagher Garland (Pres't)

Huston

PRESENTATIONS.

Mr. Demmler presented

No. 4984. An Ordinance amending Section 7 of an Ordinance entitled, "An Ordinance granting unto John G. Fencak the right and privilege to construct, maintain, use and operate a cellar door entrance 4 x 5 feet adjoining his property at No. 3242 Brighton road, in the 27th Ward, City of Pittsburgh, Penna., said cellar door entrance being located 29.50 feet southwardly from the southerly line of Woods Run avenue, and four feet

therefrom", approved November 9, 1935.

Also

No. 4985. Communication from S. L. Fuss, Attorney at Law, representing the Pennsylvania Security League, Municipal Transportation Committee, submitting resolutions adopted by said body at its meeting on Friday evening, December 13, 1935, respecting the mass transportation problem of the City of Pittsburgh.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Evans presented

No. 4986. Resolution authorizing and directing the City Controller to transfer the sum of \$650.00 from Code Account No. 1147, Salaries, Regular Employees, to Code Account No. 1152, Repairs, Carnegie Free Library, North Side.

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 4987. Resolution authorizing and directing the City Controller to transfer the sum of \$3000.00 from Code Account 1337, Equipment and Machinery, to Code Account 1325, Salaries, Regular Employees, Mayview City Home & Hospitals, Department of Public Welfare.

Which was read and referred to the Committee on Finance.

Mr. Huston presented

No. 4988. Communication from the Department of Public Health relative to condition of the School Building at Leech Farm.

Also

No. 4989. Communication from the Department of Public Health submitting comparative report on removal of garbage and rubbish in the City of Pittsburgh during the month of November 1935 and November 1934.

Which were read and referred to the Committee on Health and Sanitation.

Also

No. 4990. Communication from the Director of the Department of Public Health submitting recommendations for the improvement of Tuberculosis Control in the City of Pittsburgh.

Which was read and referred to the Committee on Finance.

Mr. Kane presented

No. 4991. An Ordinance authorizing the proper officers of the City of Pittsburgh to purchase from Hampton Hall Improvement Co., a corporation existing by virtue and under the laws of the Commonwealth of Pennsylvania, certain property situate in the Nineteenth ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, for playground and recreation purposes; and providing for the exoneration of certain City taxes in payment therefor.

Also

No. 4992. Communication from Jos. L. Bash, 604 Commonwealth Bldg., Pittsburgh, requesting payment of fees for appraisals made by him in connection with the improvement of Saw Mill Run boulevard and Nobles-town road.

Which were read and referred to the Committee on Finance.

Also

No. 4993. An Ordinance designating the construction of storm sewers in the Colerain Street Drainage Basin, from the existing sewer on West Myers street, at Mount Joseph street, to Saw Mill run, partly on public and partly on private property to be carried out as an Unemployment Relief Project, appropriating therefor an easement of a strip of ground from the properties owned by A. L. Huber, J. J. Kelly Heirs, Pittsburgh Coal Company, City of Pittsburgh, Pitts-

burgh Railways Company, F. X. Gilzen, T. Walzko, et ux., South Pittsburgh Water Company, and F. Holobar, and providing for adjudication of damages occasioned thereby.

Also

No. 4994. An Ordinance designating and describing the construction of a Trunk Relief Sewer on Josephine street and South Twenty-fourth street, extending from the existing sewer on Kosciusko way to the Monongahela river, with branch sewers on Mary street, Jane street and Sarah street, to be carried out as an Unemployment Relief Project.

Also

No. 4995. An Ordinance designating the construction of Sanitary Sewers in the Streets Run Drainage Basin, extending from a point west of Interboro avenue, on Mifflin road, to Calera street, partly on public and partly on private property, to be carried out as an Unemployment Relief Project, appropriating therefor an easement of a strip of ground from the properties owned by the Pennsylvania Railroad Company, Baltimore and Ohio Railroad Company, P. McDonnell, Pittsburgh Railways Company, R. M. McCune and N. G. McCune, and M. M. Irwin, J. H. Irwin, R. W. Irwin, M. M. Irwin, H. L. Thompson, L. R. Thompson, Jr., and W. M. Thompson, and providing for adjudication of damages occasioned thereby

Also

No. 4996. An Ordinance granting permission to the Pennsylvania Premium Building and Loan Association to connect a lateral sewer, extending from a point on Liedertafel street, about 25 feet northeast of the City line in Reserve Township, to a public sewer in the City of Pittsburgh located on Liedertafel street, about 25 feet southwest of the City line, subject to payment of the sum of Two Hundred Ninety-Two and 50/100 (\$292.50) Dollars to the City Treasurer and to reservations by the City of certain rights.

Also

No. 4997. Communication from

C. A. Stevenson, Sheraden Bank Bldg., requesting inclusion of Universal and Allendale streets as WPA projects.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 4998. An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the Debt Charges thereof for the Fiscal Year, beginning January 1, 1936.

Also

No. 4999. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to carry out an Economic Survey of the City of Pittsburgh preliminary to the creation of a Foreign Trade Zone in cooperation with a Board of Citizens, and providing for the payment of the costs thereof.

Also

No. 5000. An Ordinance fixing fees for Tennis and Bowling-on-the-Green and regulating the granting of permits to play Tennis and Bowl within the public parks of the City of Pittsburgh.

Also

No. 5001. An Ordinance fixing the Golf Fees and regulating the granting of permits to play Golf within the public parks of the City of Pittsburgh during the year 1936.

Also

No. 5002. An Ordinance extending the duration of existing contracts for the purchase and delivery of bituminous coal with dealers now under contract with the City of Pittsburgh.

Also

No. 5003. Resolution authorizing and directing the Director of the Department of Public Works to grant a leave of absence, with full pay, for the period from December 16th, 1935, to January 15th, 1936, inclusive, to Raymond J. Cochran, Transitsman, Bureau of Engineering.

Also

No. 5004. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to carry out and to complete Unemployment Relief Projects in conjunction with the Works Progress Administration, and authorizing the payment of such costs required for this construction as may not be assumed by the Works Progress Administration including as may be necessary the rental or purchase of tools, plant, motor trucks and equipment, the payment of engineering and general supervisory expenses, miscellaneous services, repairs, materials, rentals of office space, and supplies, for the proper performance of said work.

Also

No. 5005. Resolution authorizing and directing the City Controller to make the following transfers of funds within the code accounts of the Bureau of Highways & Sewers and the Asphalt Plant, Department of Public Works:

FROM CODE ACCOUNTS

1661, Equipment, Asphalt Plant, D. P. W.,	\$1,500.00
1624, Cleaning Highways, Highways & Sewers	500.00
1639, Cleaning and Repairing Sewers and Sewer Drops,	1,000.00
	<hr/>
	\$3,000.00

TO CODE ACCOUNTS

1633, Repairing Highways, Highways & Sewers,	\$1,500.00
1658, Supplies, Asphalt Plant,	1,000.00
1659, Materials, Asphalt Plant,	500.00
	<hr/>
	\$3,000.00

Also

No. 5006. Resolution authorizing and directing the City Controller to transfer the sum of \$200.00 from Code Account No. 1798-1 to Code Account No. 1823, and the sum of \$88.33 from Code Account No. 1821 to Code Account No. 1823, Bureau of Parks, Department of Public Works.

Also

No. 5007. Resolution authorizing and directing the City Controller to transfer the sum of \$300.00 from Code Account No. 1777, Temporary Wages, Distribution Division, Bureau of Water, to Code Account No. 1823, Wages, Temporary Employees, Bureau of Parks, for the employment of a bricklayer for a period of Twenty-five days, to be assigned to Phipp's Conservatory, Schenley Park.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 5008. Communication from Stanley J. Carrington, 10 Beltzhoover avenue, City, relative to his membership on the Board of Adjustment.

Also

No. 5009. Communication from Pittsburgh Park & Playground Society, Schenley Park, Pittsburgh, in re. 1936 appropriations for the Bureau of Parks and Recreation.

Also

No. 5010. Communication from the Department of Public Works on the subject of WPA Project Applications.

Also (By request)

No. 5011. An Ordinance fixing the number of officers and employees in the Bureau of Police, Department of Public Safety, and the rate of compensation thereof.

Also

No. 5012. Resolution authorizing and directing the Collector of Delinquent Taxes to accept the sum of \$167.46 for the year 1932, and the sum of \$630.38 for the year 1933, being the face amounts of water bills against property at 1 to 6 Brady street, City, owned by the Schulykill Improvement Land Co. of Philadelphia, and charging the interest and penalties thereon to the City of Pittsburgh.

Also

No. 5013. Communication from the Department of Public Works in recommencement of WPA. Dirt Street projects, disclaiming responsibility for damages or other claims arising therefrom, etc.

Also

No. 5014. Communication from the Department of Public Works submitting report on WPA projects showing status of work as of December 7, 1935, with respect to contracts under construction and those not already awarded but definitely authorized.

Also

No. 5015. Communication from the Department of Public Works requesting advice as to whether or not to permit the WPA to commence work on correcting hillside condition on E. Ohio street, near the Fried & Reine-man Packing Co. plant.

Also

No. 5016. Communication from the Department of Public Works in re. W. P. A. — Unemployment Relief Projects personnel.

Also

No. 5017. Communication from the North Side Women's Civic Club, requesting that an appropriation be made in the 1936 budget for the erection of a new municipal building at Federal and Ohio streets.

Also

No. 5018. Communication from the North Side Women's Civic Club, requesting that adequate funds be included in the 1936 budget for beautifying and improving the North Side parks in accordance with the plans of Mr. Griswold, Supt. of Parks.

Also

No. 5019. Communication from Sara E. Neill, Eighty-four, Washington County, Pa., relative to damage to her automobile by reason of it dropping into a hole on West Liberty avenue at Brookline boulevard, on September 11, 1935.

Also

No. 5020. Communication from the Athletic Association of the Carnegie Institute of Technology, joining in any action which City Council and the University of Pittsburgh may wish to take in connection with the disposal of the football trophy awarded by City Council in 1928.

Also

No. 5021. Communication from the Pittsburgh Central Labor Union, 603 Standard Life Bldg., requesting a hearing relative to approaching vacancy in Council.

Which were severally read and referred to the Committee on Finance.

Also

No. 5022. Communication from Stanley Kaweck, 177 Brooks street, requesting a hearing relative to the condition of Brooks street.

Also

No. 5023. Communication from the Homewood Brushton Board of Trade requesting that at least two streets in that district be roped off for sled riding when conditions are suitable, and that police supervision be provided.

Also

No. 5024. Communication from Sheraden Board of Trade requesting improvements to Sheraden Park.

Also

No. 5025. Communication from the St. Clair Board of Trade, 16th Ward, requesting a hearing relative to acquiring the Henger Farm for playground purposes.

Also

No. 5026. Communication from the North Side Chamber of Commerce asking that an architect make a survey of the North Side City Hall, and if practical, that it be recommended to the Works Progress Administration for a grant to remodel the building.

Also

No. 5027. Communication from the Bon Air Civic Association relative to the condition of Bon Air avenue, and requesting that overhanging rocks at Tarragonna and Bon Air avenue be removed

Also

No. 5028. Communication from J. F. Lehman, 213 Renfrew street, East End, requesting that Renfrew street, between Winfield street and Vanilla way and the lower end of Vanilla way, which are without pro-

per drainage, be placed on the list of WPA improvements.

Also

No. 5029. Communication from Hon. George J. Sarraf, M. D. 3701 Penn avenue, relative to the condition of Sullivan playground.

Which were severally read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES

Mr. McArdle presented

No. 5030. Report of the Committee on Finance for December 10, 1935, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with a affirmative recommendation,

Bill No. 4727. An Ordinance entitled, "An Ordinance appropriating and setting aside certain additional sums from Bond Fund No. 122, General Improvement Bonds, 1934, and Bond Fund No. 293, Street Improvement Bonds, 1928, for the payment of engineering expenses incurred by the Department of Public Works in carrying out certain projects for which the costs thereof are properly chargeable against said bond funds."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Coun-

cil being in the affirmative, the bill passed finally.

Also

Bill No. 4772. An Ordinance entitled, "An Ordinance authorizing the leasing to the South Side Market House Association of the first floor of the South Side Market House."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4773. An Ordinance entitled, "An Ordinance authorizing the leasing to Richard Vierthaler of Storeroom No. 3-A in the North Side Market House."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4880. An Ordinance entitled, "An Ordinance authorizing the leasing to the National Shoe Company, Mr. N. Pearlstone, owner, Store-room No. 1 in the North Side Market House."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4913. An Ordinance entitled, "An Ordinance amending an ordinance entitled, 'An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one Electric Refrigerator, Shelving Equipment and a Four-door Sedan for the Department of Public Welfare, and providing for the payment thereof,' approved April 26th, 1935."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4945. An Ordinance entitled, "An Ordinance authorizing the sale of certain property owned by the City of Pittsburgh, situated in the 18th Ward, to John L. Lewis' Heirs and M. P. Carrigan for the sum of Eight hundred thirty-eight dollars and twenty-six cents (\$838.26)."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4921. Resolution authorizing and directing the City Controller to transfer the sum of \$1500.00 from Code Account No. 118, Relief Bonds, Series C-1933, to Code Account No. 118-14, Rehabilitation of Police Stations and Fire Engine Houses.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4934. Resolution authorizing and directing the City Controller to transfer the sum of \$1,250.00 from Code Account No. 1004, Newspaper Advertising, to Code Account No. 1152, Repairs, Carnegie Free Library, North Side.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4946. Resolution authorizing and directing the City Controller to transfer \$500.00 from Code Account No. 1730, Repairs, Exposition Building, to Code Account No. 1690, Wages, North Side Market, and \$350.00 from Code Account No. 1721, Repairs, Comfort Stations, to Code Account No. 1718, Salaries, Comfort Stations.

Which was read.

Mr. McArdle moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4948. Resolution authorizing and directing the City Controller to transfer \$100.00 from Code Account 1773, Repairs, Mechanical Division, to Code Account 1755, Salaries, Regular Employees, Mechanical Division, Bureau of Water.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the reso-

lution passed finally.

Also

Bill No. 4950. Resolution authorizing and directing the City Controller to transfer the sum of \$800.00 from Code Account No. 1040, Salaries, to Code Account No. 1042, Supplies, Supervisor of City Stables.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4949. Resolution accepting the offer of the Executors and Trustees under the Will of Frederick C. Renziehausen, deceased, to deed certain real estate in the 17th Ward, on South 18th Street Extension, for addition to a playground to be known as "The Sophia Evert Playground No. 1".

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Coun-

all being in the affirmative, the resolution passed finally.

Also

Bill No. 4951. Resolution authorizing the issuing of warrants in favor of The Reliable Printing Company in the sum of \$105.50, for the numbering and printing the number of Ward on forms, and the Imperial Ruling and Binding Company in the sum of \$36.00, for extra leaves furnished in printing the City tax duplicate books, and charging the respective amounts to Code Account No. 1096-C, Department of Assessors.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4867. Resolution authorizing the issuing of a warrant in favor of Fred Fisher in the sum of \$908.45, for medical services necessary as the result of injury received while on duty as a uniformed member of the Bureau of Police, and charging same to Code Account No. 44, Workmen's Compensation Fund.

In Finance Committee, Dec. 10, 1935, Read and amended by striking out the amount "\$908.45", and by inserting in lieu thereof, the amount, "\$933.15", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Kane presented

No. 5031. Report of the Committee on Public Works for December 10, 1935, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4939. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Edington street, from a point about 250 feet north of Nordica street to the existing sewer on Kilbourne street, including as may be necessary the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same to be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read

and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4940. An Ordinance entitled, "An Ordinance amending Section 1 and the title of Ordinance No. 274, approved by the Mayor October 8, 1935, entitled, 'An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the extension of the heating system of the Phipps Conservatory into the Garden Center House, and for the making of repairs to the roof and floors of the said Garden Center House in Schenley Park, and providing for the payment of the cost thereof.'"

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Kane also presented

No. 5032. Report of the Committee on Public Works for December 11, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4870. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for three years for furnishing and maintaining electric lights to the City of Pittsburgh on its streets, boulevards, alleys, by-ways and parks and any other public thoroughfares or places within the corporate limits of said City, and providing for the cost thereof for the fiscal year 1936."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 5033. Report of the Committee on Public Service and Surveys for December 10, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4931. An Ordinance entitled, "An Ordinance granting unto the Board of Public Education, Pitts-

burgh, Penna., the right to construct, occupy, use and maintain a vault or tunnel for the passage of steam boilers, electric transformers, coal storage and other equipment, and a wall encroachment underneath a portion of the northerly sidewalk of Fortieth street adjacent to the Washington Trade School in the 9th Ward of the City of Pittsburgh, Pennsylvania."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler also presented

No. 5034. Report of the Committee on Public Service and Surveys for December 11, 1935, transmitting several ordinances to Council.

Which was read, received and filed.

Also

Bill No. 4930. An Ordinance entitled, "An Ordinance agreeing to continue in force until , the agreement between the City of Pittsburgh, the Philadelphia Company and the Pittsburgh Railways Company, dated December 20, 1921, providing, among other things, for the creation of a Traction Conference Board, as amended and supplemented."

In Public Service and Surveys Committee, Dec. 10, 1935, Bill read and amended in Section 1 by striking out and by inserting, as shown in red, and in the title, by inserting after the

words "agreeing to" the words "extend and", and by inserting in blank space, the words "May 31, 1936," and as amended ordered returned to Council with an affirmative recommendation,

Which was read.

Mr. Demmler moved

That the bill be laid over in Council and a hearing be granted on Wednesday next to the persons requesting it.

Which motion prevailed.

Mr. McArdle moved

That Council recess at the close of today's business until Thursday, December 19th, 1935, at 1:30 o'clock P.M. to consider Bill No. 4930, Ordinance to continue in force the agreement with the Philadelphia Company and the Pittsburgh Railways Company.

Which motion prevailed.

Mr. Demmler also presented, with an affirmative recommendation,

Bill No. 4932. An Ordinance entitled, "An Ordinance re-establishing the grade of Jacob street, from Roseville street to Whited street."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4933. An Ordinance

entitled, "An Ordinance amending Ordinance No. 287, approved by the Mayor October 11, 1935, entitled, 'An Ordinance authorizing the Pennsylvania Railroad Company to remove certain tracks on Smallman street, Second ward, City of Pittsburgh, extending between points 115 ft. and 120 ft. respectively, from the northeasterly building line of 22nd Street and 26th Street, and granting permission to substitute therefor certain other tracks, and prescribing certain conditions thereof,' by extending the time stipulated for acceptance of the provisions thereof by the Pennsylvania Railroad Company."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler also presented

No. 5035. Report of the Committee on Public Service and Surveys for December 12, 1935, transmitting a resolution to Council.

Which was read, received and filed.

Also

Bill No. 4249. Resolution approving the Agreement between the Allegheny Valley Street Railway Company and the City of Pittsburgh, Pa., releasing and discharging said Company from any and all obligations for the construction, operation, and/or abandonment of its facilities

upon, along or over the streets, alleys or public highways of the said City, and consenting to the abandonment of service by said Railway Company in and through the City of Pittsburgh.

In Public Service and Surveys Committee, Dec. 12, 1935, Read and amended by inserting, before the word "Agreement," the word "Release", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Anderson presented

No. 5036. Report of the Committee on Public Safety for December 11, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4923. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of M. G. Moshithes for services rendered without previous authority of law, in the sum of \$1679.75."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 5037. Report of the Committee on Public Welfare for December 11, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4935. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of Dentures for patients at the Pittsburgh City Home and Hospitals at Mayview, Pennsylvania, for the year 1936, and charging same to Code Account 1332, Supplies, Pittsburgh City Home and Hospitals, Mayview, Pennsylvania."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill

pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

UNFINISHED BUSINESS.

Mr. McArdle called up

Bill No. 4824. An Ordinance entitled, "An Ordinance levying and assessing taxes and water rents for the fiscal year beginning January 1st, 1936, and ending December 31st, 1936, upon all property subject to taxation within the limits of the City of Pittsburgh."

In Council, Dec. 9, 1935, Bill read, committee amendments agreed to, rule suspended, read a second time and laid on the table.

Which was read

Mr. Demmler arose and said

Mr. President:—

A week ago, when speaking on the motion to defer action on the tax levy ordinance, I stated that I felt there was not sufficient information before Council on the whole relief question to then definitely fix the tax levy. As far as I know, there has been no further statements sent to Council by the Mayor and the State authorities outlining relief plans and stating what funds are expected from the City in this matter of relief.

Since no one knows what may be the situation by July 1st, 1936, and the millage which we fix now is for the year, 1936, I, personally, would favor a higher millage so that the City may have some funds with which to meet the relief problem.

Again I wish to state "I believe that Council should have official communications from the Mayor and the State authorities outlining their attitude on the whole relief question."

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson

Kane

Demmler

Magee

Evans

McArdle

Gallagher

Garland (Pres't)

Huston

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

The Chair presented

No. 5038. Communication from the Mayor calling attention to the fact that the entire cost of \$53,000.00 is placed on the City in carrying out the provisions of the Ordinance for the execution of a contract with the West Liberty and Suburban Street Railway Co. and the Pittsburgh Railways Co. relative to relocating their tracks and the improvement of Brookline boulevard.

Which was read and referred to the the Committee on Finance and copy to be furnished each member.

Also

No. 5039. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement for and on behalf of the City of Pittsburgh with the West Liberty and Suburban Street Railway Company and the Pittsburgh Railways Company, relating to the relocating and reconstructing of the street railway of the said Railway Companies and the necessary appurtenances and equipment therefor, on,

over and along Brookline boulevard, as now opened and widened, extending from Pioneer avenue to Edgebrook avenue, in the 19th Ward of the City of Pittsburgh; said agreement to be in form as herein set forth, and providing, inter alia, for the consent of the Railway Companies to the utilization by the City of the right-of-way upon which said street railway is situated; for reservation to said Railway Companies of the exclusive and perpetual right to construct, maintain and operate a double track street railway on, over and upon said part of Brookline boulevard as opened and widened, and for reimbursement by the City to the Railway Companies of the cost of such relocation and reconstruction of the said railway and necessary appurtenances and equipment therefor.

Which was read and referred to the Committee on Finance.

Mr. Kane presented

No. 5040.

Pittsburgh, Pa.

December 16, 1935.

To the President and
Members of Council,
City of Pittsburgh.
Gentlemen:—

I hereby tender my resignation as a member of Council of the City of Pittsburgh, Penna., to become effective at the next regular meeting of Council, on Monday, December 23rd, 1935.

Yours sincerely,

JNO. J. KANE,

Which was read.

Mr. Gallagher moved

That the Minutes of Council of Monday, December 9th, and Thursday, December 12th, 1935, be approved.
Which motion prevailed.

And there being no further business before the meeting, the Chair declared Council recessed until Thursday, December 19th, 1935, at 1:30 o'clock, P.M.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Thursday, December 19, 1935

No. 64.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Thursday, December 19, 1935.

The hour of 1:30 o'clock, P.M., having arrived, and the time of the recess having expired, Council reconvened, and there were present:—

Messrs:

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)

Absent:

Mr. Huston.

And the Chair took up

Bill No. 4930. An Ordinance entitled, "An Ordinance agreeing to extend and continue in force until May 31, 1936, the agreement between the City of Pittsburgh, the Philadelphia Company and the Pittsburgh Railways Company, dated December 20, 1921, providing among other things, for the creation of a Traction Conference Board, as amended and supplemented."

In Council, December 16, 1935, Bill read and laid over for a hearing on Wednesday next.

Which was read a second time.

Mr. Kane moved

That the bill be recommitted to the Committee on Public Service and Surveys for amendment.

Which motion prevailed.

Mr. Magee asked

That the Clerk have the bill typewritten showing the proposed amendments, and a copy furnished each member, so that it may be considered at the committee meeting immediately after adjournment.

The Chair, at this time, presented

No. 5041. Communication from the Mayor stating that he is opposed to the passage of the Ordinance extending the Traction Conference Agreement.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 5042. RESOLVED, That the Mayor and the City Controller be and they are hereby requested to take such action as may be required for the payment of all city employes for the last half of December on or before December 24th, to such extent as same be possible.

Which was read.

Mr. Gallagher moved

The adoption of the resolution.

Which motion prevailed.

Mr. McArdle presented

No. 5043. Resolution authoriz-

ing and directing the City Controller
to make the following transfers:

FROM CODE ACCOUNT:

1016, Salaries, Regular Em-
ployes, Mayor's Office, \$8,000.00

TO CODE ACCOUNTS:

1075, Miscellaneous Services
Department of Law, \$3,150.00

1076, Witness Fees, Depart-
ment of Law, 4,050.00

1178, Supplies, Department
of Law, 800.00

\$8,000.00

Which was read and referred to the
Committee on Finance.

An on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, December 23, 1935

No. 65.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Monday, December 23, 1935.

Council met.

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS

Mr. Anderson presented

No. 5044. An Ordinance providing for the letting of a contract for the arrest and disposal of dogs found running at large in the streets of the City of Pittsburgh, for the year ending December 31st, 1936, and providing for the payment thereof.

Also

No. 5045. An Ordinance providing for the letting of a contract or contracts for furnishing acetylene

gas, refilling, inspecting, painting, adjusting, replacing and repairing defective parts for gas traffic beacons in use in the Bureau of Traffic Planning, Department of Public Safety, for the year ending December 31, 1936.

Also

No. 5046. An Ordinance providing for the letting of a Contract for Laundry Service and furnishing of all necessary Linens for the Department of Public Safety and its several Bureaus and Divisions for the year ending December 31st, 1936.

Also

No. 5047. An Ordinance providing for the letting of a contract for furnishing Telephone Service to the City of Pittsburgh and the maintenance of the Telephone Typewriter System in service in various offices and police stations of the Bureau of Police, for the year ending December 31, 1936.

Also

No. 5048. An Ordinance providing for the letting of a contract or contracts for furnishing, installing and maintaining 44 Radios for service in Radio Police Cars and Motorcycles in use in the Bureau of Police, Department of Public Safety, for the year 1936.

Which were severally read and referred to the Committee on Public Safety.

Mr. Demmler presented

No. 5049. An Ordinance re-establishing the grade of Glenwood avenue, from Mansion street to the angle south of Cust street.

Also

No. 5050. Resolution authoriz-

ing and directing the City Solicitor and the Director of the Department of Public Works to enter into an arrangement and settlement whereby the contract dated March 5, 1925, between the City of Pittsburgh and the Pennsylvania Railroad Co., pursuant to Ordinance No. 95, approved March 5, 1925, shall be formally cancelled by mutual agreement.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. **Huston** presented

No. 5051. Resolution authorizing the issuing of a warrant in favor of the Eastern Beverage Company in the sum of \$165.00, refunding money confiscated by the Bureau of Police, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 5052. Communication from the Department of Public Health asking that an appropriation of \$1600.00 be included in the 1936 budget for new trucks for the Division of Weights & Measures.

Also

No. 5053. An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh certain property being a portion of Herr's Island in the Twenty-fourth Ward of the City of Pittsburgh for the purpose of constructing and maintaining an incinerator plant, and authorizing the Director of the Department of Public Health of the City of Pittsburgh to take the necessary proceedings therefor.

Also

No. 5054. An Ordinance authorizing the making of a contract or contracts for the construction of an incinerator plant, in the 24th Ward of the City of Pittsburgh, providing for the equipment in connection therewith, and making an appropriation to pay for the same.

Which were severally read and referred to the Committee on Finance.

Mr. **Kaue** presented

No. 5055. An Ordinance authorizing and directing the Mayor

and the Director of the Department of Public Works to initiate, direct and carry out an unemployment relief project for the improvement of dangerous hillsides on East Ohio street from the city line to a point about 700 feet southwest of Hechelmann street, West Carson street along Indian Trail steps, and West Liberty avenue from Dawn avenue to Crimson street, in conjunction with the Works Progress Administration, and authorizing the entering upon certain private properties for the purpose of grading, sloping, and such other work as may be necessary to eliminate the present hazards to, and for the future protection of the general public using said highways of the City of Pittsburgh, and providing for adjudication of damages occasioned thereby.

Also

No. 5056. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to initiate, to direct, and to carry out certain Unemployment Relief Projects of an analytical, investigatory, research, or historical nature, with forces supplied by the Works Progress Administration and/or others, and authorizing the payment of all necessary costs entailed by these projects which may not be defrayed by the Works Progress Administration.

Also

No. 5057. Petition for the inclusion of the improvement of Worthington street, 12th Ward, as a W.P.A. project.

Which were severally read and referred to the Committee on Public Works.

Mr. **McArdle** presented

No. 5058. An Ordinance appropriating the sum of Four Thousand Three Hundred Seventy (\$4,370.53) Dollars and Fifty-three Cents from Public Work Relief Bonds, 1933, Series "C", Bond Fund 118, which bonds were authorized by Ordinance No. 284, approved December 5th, 1933, for the payment of salaries, wages and miscellaneous services for engineering, inspection and supervision expenses for Unemployment Relief Pro-

jects carried out by the Department of Public Works in conjunction with the Works Progress Administration.

Also

No. 5059. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Bond Fund 118-1A, "Bituminous Treatment of Slag Surfaced Streets", to Bond Fund 118-7AX, "Engineering Expenses, Salaries and Wages".

Also

No. 5060. Resolution authorizing the issuing of a warrant in favor of Katherine Houseman and Earl Houseman, her husband, 1116 Chateau street, Pittsburgh, Pa., in the sum of \$150.00, in full settlement of their claim against the City for personal injuries sustained by Mrs. Houseman on June 11, 1935, on crosswalk at Beaver avenue and Liverpool street, Pittsburgh, Pa., and charging the same to Code Account No. 42. Contingent Fund.

Also

No. 5061. Communication from C. H. Schaub and other employees of the City Controller's office, asking for the restoration of the 16% salary reduction.

Also

No. 5062. An Ordinance authorizing the leasing to the Iron City Dry Cleaning Company, Storeroom No. 3-C in the North Side Market House.

Also

No. 5063. Resolution authorizing and directing the City Controller to transfer the sum of \$1500.00 from Code Account 1263, Salaries, Division of Plumbing, to the following code accounts:—

\$1,000.00 to Code Account 1231, Supplies, Tuberculosis Hospital;

500.00 to Code Account 1239, Supplies, Municipal Hospital.

Also

No. 5064. Resolution designating the Depositories of money for Collector of Delinquent Taxes and the Special and Trust Fund of the City of

Pittsburgh for the year 1936, as follows:—

DELINQUENT TAX FUNDS.

Peoples-Pittsburgh Trust Company

SPECIAL TRUST FUNDS.

Potter Title and Trust Company

Also

No. 5065. Resolution designating the Depositories of money for the City of Pittsburgh for the year 1936, as follows:—

ACTIVE ACCOUNT.

Colonial Trust Company

Peoples-Pittsburgh Trust Company

Union Trust Company of Pittsburgh

INACTIVE ACCOUNT.

Allegheny Trust Company

Brookline Savings and Trust Company

The Carriek Bank

The Colonial Trust Company

Commonwealth Trust Company of Pittsburgh

Farmers Deposit National Bank

Farmers Deposit Trust Company

First National Bank at Pittsburgh

First National Bank at Pittsburgh (Federal Branch)

The Forbes National Bank

Fourteenth Street Bank

Freehold Bank

Hill Top Bank

Iron & Glass Dollar Savings Bank of Birmingham

Keystone National Bank

Manchester Savings Bank and Trust Company

National Bank of America

North Side Deposit Bank

Peoples-Pittsburgh Trust Company (Dollar Savings and Trust Branch-South Side Branch)

Pitt National Bank

Potter Title and Trust Company

Sheraden Bank

The Union Savings Bank of Pittsburgh

The Union Trust Company of Pittsburgh

West End Bank

Western Savings and Deposit Bank

William Penn Trust Company

Also

No. 5066. Communication from the City Controller transmitting copy

of opinion from Reed, Smith, Shaw & McClay and a copy of the communication from Halsey, Stuart & Company, Inc., with reference to the bid of the latter company on \$500,000, par value of notes of the City of Pittsburgh dated October 1, 1935.

Also

No. 5067. Communication from the City Treasurer submitting report of the collection of delinquent taxes for the period of December 1st to 15th; also statement of collection of accounts of the City Solicitor.

Which were severally read, and referred to the Committee on Finance.

The Chair presented

No. 5068. Communication from the Civic Club of Allegheny County submitting recommendations pertaining to the 1936 City Budget.

Also

No. 5069. Communication from Charles H. Bode, Esq., asking that Margaret E. Stewart, of 104 Kirk avenue, be reimbursed for medical services as the result of injuries received by falling in hole in the sidewalk at 807 Bluff street.

Also

No. 5070. Resolution authorizing the issuing of a warrant in favor of Jules Beck in the sum of \$20.00, refunding amount charged for permit to hold a boxing show in Motor Square Garden on December 13, 1935. the attendance at which was too small to justify holding the show, owing to inclement weather, and the admittance money was refunded, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 5071. Communication from the Department of Labor and Industry, State Workmen's Insurance Fund, relative to Compensation Insurance for the City of Pittsburgh.

Also

No. 5072. Communication from the North Side Athletic Council, joining the North Side Chamber of Commerce in its endorsement of the move to promote and encourage the acquisition

of the United Presbyterian Orphans' Home property on West Jefferson street, for a city owned junior playground.

Also

No. 5073. Communication from North Side Chamber of Commerce, endorsing and urging the acquisition of property on the northerly side of West Jefferson street, and owned by the United Presbyterian Orphans' Home, for a junior playground.

Also

No. 5074. Communication from the Federation of Architects, Engineers, Chemists, and Technicians, 424 Fourth avenue, urging the defeat of the plan of the Pittsburgh Railways Company to either renew or extend the traction agreement they have with the City of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Also

No. 5075. Communication from residents of Hillside and Wadsworth streets, Fifth ward, requesting that steps be constructed between the above streets, and thence to Emma street.

Also

No. 5076. Communication from L. H. Tippins, et al., requesting that Barnesdale street, between Dazell St. and Aylesboro avenue be placed on the list of WPA projects.

Also

No. 5077. Communication from Chartiers City Civic Club, 20th Ward, relative to condition of streets in that district and the steps leading from Centralia street Public School.

Which were severally read and referred to the Committee on Public Works.

Also

No. 5078. Communication from Division 85, Amalgamated Association of Street and Electric Railway Employees of America, endorsing the recommendation of Dr. John Bauer as outlined in the report recently submitted to Council on the Street Railways situation.

Also

No. 5079. Communication from Roy Greene, 1143 Termon avenue, N.S., relative to mass transportation.

Also

No. 5080. Communication from the Pittsburgh Railways Company advising that cars of routes 86-East Liberty, 88-Frankstown, and 95-Butler street, will be turned at 9th Street during shopping hours on Saturday, Monday and Tuesday, preceding Christmas.

Which were severally read and referred to the Committee on Public Services and Surveys.

Also

No. 5081. Communication from Louis Gordon, Prop., of Reliable Drug Store, calling attention to the fact that his store at 8006 Frankstown avenue and other stores have been entered by force recently and complaining of loafers around the store.

Which was read and referred to the Committee on Public Safety.

Also

No. 5082. Communication from the East Liberty Chamber of Commerce protesting against the construction of the Municipal Incinerator Plant at Brilliant Station.

Which was read and referred to the Committee on Health and Sanitation.

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 5083. Report of the Committee on Finance for December 17, 1935, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 5039. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement, for and on behalf of the City of Pittsburgh, with the West Liberty and Suburban Street Railway Company and the Pittsburgh Railways Company relating to the relocating and reconstructing of the street railway

of the said Railway Companies and the necessary appurtenances and equipment therefor, on, over and along Brookline boulevard as now opened and widened, extending from Pioneer avenue to Edgebrook avenue, in the 19th Ward of the City of Pittsburgh; said agreement to be in form as herein set forth, and providing, inter alia, for the consent of the Railway Companies to the utilization by the City of the right-of-way upon which said street railway is situated; for reservation to said Railway Companies of the exclusive and perpetual right to construct, maintain and operate a double track street railway on, over and upon said part of Brookline boulevard as opened and widened; and for reimbursement by the City to the Railway Companies of the cost of such relocation and reconstruction of the said street railway and necessary appurtenances and equipment therefor."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 5001. An Ordinance entitled, "An Ordinance fixing the Golf Fees and regulating the granting of permits to play Golf within the public parks of the City of Pittsburgh during the year 1936."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 5003. Resolution authorizing and directing the Director of the Department of Public Works to grant a leave of absence with full pay for the period from December 16th, 1935, to January 15th, 1936, inclusive, to Raymond J. Cochran, Transitman, Bureau of Engineering.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4589. Resolution di-

recting the President of Council to appoint a committee of one or more members of the Council to sit in the proposed hearing to be held before the Public Service Commission on complaint against the Pittsburgh Motor Coach Company; the said Committee to give due notice to the Pittsburgh Motor Coach Company of all hearings, together with a copy of the said complaint, and notice of the intention of Council to fix such rate as may be deemed fair and reasonable, and said Committee to report its findings back to Council for the purpose of enabling Council to pass an ordinance establishing a fair rate for bus transportation, as authorized by the Act of 1915.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4987. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Code Account No. 1337, Equipment and Machinery, to Code Account No. 1325, Salaries, Regular Employees, Mayview City Home and Hospital, Department of Welfare.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being

taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 5005. Resolution authorizing and directing the City Controller to transfer the following sums, amounting in the aggregate to \$3,000.00, within the Bureau of Highways & Sewers, D.P.W.:

FROM CODE ACCOUNT

1661 Equipment, Asphalt Plant,	\$1,500.00	
1624 Cleaning Highways, H. & S.,	500.00	
1639 Cleaning and Repairing Sewers and Sewer Drops,	1,000.00	\$3,000.00

TO CODE ACCOUNT

1633 Repairing Highways, H. & S.,	\$1,500.00	
1658 Supplies, Asphalt Plant,	1,000.00	
1659 Materials, Asphalt Plant,	500.00	\$3,000.00

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 5006. Resolution au-

thorizing the City Controller to transfer \$200.00 from Code Account No. 1798-1 to Code Account No. 1823, and the sum of \$88.33 from Code Account No. 1821 to Code Account No. 1823, Bureau of Parks.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 5007. Resolution authorizing and directing the City Controller to transfer the sum of \$300.00 from Code Account No. 1777, Temporary Wages, Distribution Div., Bureau of Water, to Code Account No. 1823, Wages Temporary Employees, Bureau of Parks, for the employment of a bricklayer for a period of 25 days, to be assigned to Phipp's Conservatory, Schenley Park.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Present:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4550. Resolution authorizing and directing the City Controller to transfer the sum of \$4125.00 from Code Account No. ——— to Code Account No. 1093, Salaries, Board of Assessors.

In Finance Committee, Dec. 17, 1935, Read and amended by striking out the amount "\$4125.00" and by inserting in lieu thereof the amount "\$1500.00", and by inserting in blank space the figures "1010", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4947. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account ——— to Code Account No. 1080, Public Utilities Litigation, Department of Law.

In Finance Committee, Dec. 17, 1935, Read and amended by inserting in blank space the words "1010, Industrial Development Commission," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4986. Resolution authorizing and directing the City Controller to transfer the sum of \$650.00 from Code Account No. 1147, Salaries, Regular Employees, to Code Account No. 1152, Repairs, Carnegie Free Library, North Side.

In Finance Committee, Dec. 17, 1935, Read and amended by adding at the end of the resolution, the following: "and the sum of \$10,000.00 from Code Account No. 1010, Industrial Development Commission, to Code Account No. 42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final

passage, the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle also presented

No. 5084. Report of the Committee on Finance for December 19, 1935, transmitting two resolutions to Council.

Which was read, received and filed.

Also

Bill No. 4878. Resolution authorizing and directing the City Controller to make the following transfers:

FROM CODE ACCOUNTS

TO CODE ACCOUNT

1461 A-1, Salaries, Regular
Employees, Bureau of Fire,
Department of Public
Safety, \$22,000.00

In Finance Committee, Dec. 19, 1935,
Read and amended by making the
resolution read as follows:—

"Resolution authorizing and directing the City Controller to make the following transfers:

From Code Accounts

51 Celebration Independence Day,	\$ 1000.00
1040 Sal. Reg. Emp., Sup. City Stables,	500.00
1050 Sal. Reg. Emp., City Treasurer,	2800.00
1067 Sal. Reg. Emp., Coll. Delin. Taxes,	600.00
1102 Sal. Reg. Emp., City Planning,	1300.00
1126 Sal. Reg. Emp., Dept. Supplies,	500.00
1140 Sal. Reg. Emp., Water Assessors,	1000.00
1401 Sal. Reg. Emp., Public Safety,	1100.00
1447 Mts. Serv., Bu. of Police,	3000.00

1448 Carfare, Bu. of Police,	2400.00
1471 Sal. Reg. Emp. Bu. Electricity,	500.00
1488 Sal. Reg. Emp., Traffic Planning,	2600.00
1506 Sal. Reg. Emp. Chf. Engr., DPW	600.00
1598 Sal. Reg. Emp., Bu. Deed Registry,	2100.00
1603 Sal. Reg. Emp., Bu H&S	700.00
1608 Sal. Reg. Emp., Div. Office H & S,	1000.00
1652 Sal. Reg. Emp., Div. Pub. Utilities,	900.00
1669 Sal. Reg. Emp., City-Co. Bldg.,	1600.00
1741 Sal. Reg. Emp., Bu. of Water, Filt. Div.,	1300.00
1775 Sal. Reg. Emp., Water-Dist. Div.,	1800.00
1791 Sal. Reg. Emp., Bu. Tests,	1500.00
	<u>\$30,000.00</u>

To Code Accounts

1461 A-1, Sal. Reg. Emp., Bu. of Fire, D. P. S.	\$20,000.00
1443 Sal. Reg. Emp., Bu. Police,	10,000.00
	<u>\$30,000.00</u>

and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation,

Bill No. 5043. Resolution authorizing and directing the City Controller to make the following transfers:

FROM CODE ACCOUNT	
1016, Salaries, Regular Employees, Mayor's Office,	\$8,000.00
TO CODE ACCOUNTS	
1075 Miscellaneous Services, Dep't of Law,	\$3,150.00
1076 Witness Fees, Dep't of Law,	4,050.00
1178 Supplies, Dept. of Law,	800.00
	\$8,000.00

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle also presented

No. 5085. Report of the Committee on Finance for December 20, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 4999. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to carry out an Economic Survey of the City of Pittsburgh preliminary to the creation of a Foreign Trade Zone in co-

operation with a Board of Citizens, and providing for the payment of the costs thereof."

In Finance Committee, Dec. 20, 1935, Bill read and amended in the preamble and in Sections 1 and 2 by striking out and by inserting, as shown in red, and by striking out the entire title and by inserting in lieu thereof, the following:—"An Ordinance authorizing the appropriation of Three thousand (\$3,000.00) dollars, or so much thereof as is necessary, to make an Economic Survey of the City of Pittsburgh to determine the advisability of creating a Foreign Trade Zone within the City of Pittsburgh, and providing for the expense thereof," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Huston	

Noes:—Messrs.

Gallagher Garland (Pres't)

Ayes 7. Noes 2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Kane presented

No. 5086. Report of the Committee on Public Works for December 19, 1935, transmitting sundry ordi-

nances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4996. An Ordinance entitled, "An Ordinance granting permission to the Pennsylvania Premium Building and Loan Association to connect a lateral sewer, extending from a point on Liedertafel street, about 25 feet northeast of the City line in Reserve township, to a public sewer in the City of Pittsburgh located on Liedertafel street about 25 feet southwest of the City line, subject to payment of the sum of Two hundred ninety-two and 50/100 (\$292.50) dollars to the City Treasury and to reservations by the City of certain rights."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2938. An Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Ionic way, from North Euclid avenue to North St. Clair street, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory tests holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from

property specially benefited thereby, and providing, further, for the payment of the City's share thereof."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time, and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 4757. An Ordinance entitled, "An Ordinance opening Du-Bois street, in the 20th Ward of the City of Pittsburgh, from the northerly line of the Orchard Place Plan of Lots to Chartiers avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 4758. An Ordinance entitled, "An Ordinance widening Du-Bois street, in the 20th Ward of the City of Pittsburgh, from a point 76 feet north of Idola street to a point 86.70 feet south of Idola street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 4818. An Ordinance entitled, "An Ordinance widening Lincoln avenue, in the 12th Ward of the City of Pittsburgh at the intersection

of Wiltsie street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Kane moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Demmler presented

No. 5087. Report of the Committee on Public Service and Surveys for December 19, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4984. An Ordinance entitled, "An Ordinance amending Section 7 of an Ordinance entitled, 'An Ordinance granting unto John G. Fencak the right and privilege to construct, maintain, use and operate a cellar door entrance 4 x 5 feet adjoining his property at No. 3242 Brighton road, in the 27th Ward, City of Pittsburgh, Penna., said cellar door entrance being located 29.50 feet southwardly from the southerly line of Woods Run avenue, and four feet therefrom,' approved November 9, 1935."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Kane
Demmler	Magee
Evans	McArdle
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

No. 5088. Report of the Committee on Public Service and Surveys for December 23, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also, without recommendation.

Bill No. 4930. An Ordinance entitled, "An Ordinance agreeing to extend and continue in force until May 31, 1936, the Agreement between the City of Pittsburgh, the Philadelphia Company and the Pittsburgh Railways Company, dated December 20, 1921, providing, among other things, for the creation of a Traction Conference Board, as amended and supplemented."

Which was read.

Mr. Demmler moved

That the amendments of the Public Service and Surveys Committee of December 10, and December 11, 1935, be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule

to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Anderson arose and said

Mr. President:—

I think at this time the members of Council know something about the conditions that existed when this agreement went into effect.

When the Pittsburgh Railways Company was in Receivership before the equipment was so bad, it was hardly possible to operate the cars; the rails were in such condition that it was next to impossible to ride over them; the cars were in such bad condition that I venture to say that they were unsanitary, not fit to ride in; the paving was so bad it was unsafe for vehicles and automobiles to travel over them.

During the period of the Receivership, the Courts, in appointing the Receivers, set their salaries at around \$100,000.00. Council at that time labored two years to discharge the Receivership. A contest through all the courts cost in the neighborhood of \$300,000.00. The men who were working for the company were the poorest paid men working in the City of Pittsburgh. Understanding and knowing that these men were working under the jurisdiction of the Court, very little could be hoped for them. There never was a time that any member of Council agreed to the valuation placed upon these properties of \$64,000,000.00.

The Philadelphia Company then did something which seemed next to impossible—that was the pouring in of \$5,000,000.00 in new capital. Shortly after that, or at least a year or two, the Company was far ahead of the City in paving streets. New cars were bought. At two different periods it was reported that the greatest improvements made in railways systems were made in the City of Pittsburgh.

I am not trying to defend my position here. I am just trying to point out that if we fail in the agreement

we may go back to the same condition that existed during the time the Company was in the hands of Receivers. The public will suffer from a Receivership, for the Courts have little respect for the public when the Company is in bankruptcy. The Court's sole interest is getting back the money that is invested.

There is no question in my mind that if we go back to the place where we were before this agreement was entered into, we are going to find this condition repeated. We must be prepared then. It is like our rate case, to go through all the proceeding before the Public Service Commission, and perhaps the Courts, which will cost \$500,000.00.

I think the Council should be guided by the recommendations of the gentleman they last employed, who recommended this agreement should continue in force for another period of four months.

There is no doubt in the mind of any member of Council that the Philadelphia Company has, in the past year or two, advanced to such a place that, perhaps, in the next few months that we are asked to continue this agreement, it would take over the holdings of all these underlying companies. When this agreement was entered into there were 200 component parts of the Pittsburgh Railway's System; today that number is around 50. This leads me to believe that these things can be done, and I think for the best interest of all concerned that this agreement should be continued for at least four months. I think everyone concerned in it will be benefited.

Council is standing on dangerous ground, if by the wave of a hand it says, "We will let them go into Receivership." There is no man or woman in the City of Pittsburgh, who lived here during the time this company was in the hands of Receivers who does not know what happened at that time. There is no utility company in the country when in receivership that does very much for the people. Do we want that condition here again? If we don't continue this agreement there is nothing to stop it. I am for continuing this agreement.

I was never for the valuation plac-

ed upon the properties of the Pittsburgh Railways System. I will be 100 per cent for the \$20,000,000.00 valuation recommended by Dr. Bauer. But I think if we have a little time we can work this thing out.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson McArdle

Magee Garland (Pres't)

Noes:—Messrs.

Demmler Huston

Evans Kane

Gallagher

Ayes 4. Noes 5.

And a majority of the votes of Council being in the negative, the bill was rejected.

MOTIONS AND RESOLUTIONS.

The Chair, at this time, presented

No. 5089. Resolution authorizing and directing the City Controller to transfer the sum of \$2,140.00 from Code Account ——— to Code Account No. 80 Rent, Emergency Relief Board.

Which was read and referred to the Committee on Finance.

Mr. McArdle moved

That the regular committee meetings be held on Thursday, December 26, 1935, at 1:30 o'clock, P.M. to consider such business as may come before them, and the committee meetings set for Tuesday be dispensed with.

Which motion prevailed.

Mr. McArdle presented

Bill No. 4983. Communication from the Mayor appointing Alfred Hirsch as a member of the Board of Adjustment, vice Stanley Carrington, removed.

In Finance Committee, Dec. 17, 1935, read and returned to Council for action.

Which was read, received and filed.

Also

No. 5090. Resolved, That the appointment by the Mayor of Alfred Hirsch as a member of the Board of Adjustment, be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion, the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Magee Garland (Pres't)

Noes:— Messrs.

Anderson Huston

Demmler Kane

Evans McArdle

Gallagher

Ayes 2. Noes 7.

And a majority of the votes of Council being in the negative, the motion was rejected.

The Chair presented

No. 5091.

To the City Council.

The Common Pleas Court has handed down an opinion in which they side-step the question as to whether we have exceeded our bonding power. I will not take an appeal, but I think it the duty of your body to have a Supreme Court decision on this point.

Yours,

WM. N. McNAIR,

Mayor.

December 23, 1935.

Which was read, received and filed.

Mr. McArdle asked

That a conference be had with the Controller immediately upon adjournment of Council as to what is the next step to be taken in the matter.

Mr. Magee asked

That the Clerk get a copy of the Court decision from the Director of the Department of Public Welfare or from the Law Department.

The Chair took up

Bill No. 5040. Communication from John J. Kane resigning as a member of Council effective as of December 23rd, 1935.

In Council, Dec. 16, 1935, Read.

Which was read, received and filed.

Mr. McArdle moved

That the resignation be accepted.

The Chair said:

Mr. Kane, you are going to a wider and broader field, and we wish you success.

Mr. Kane arose and said:

Mr. President:— I would like to say if the resignation is accepted, I want it understood by the members of Council that although I have differed with them on numerous occasions, they were honest differences of opinion. I leave Council with the friendliest feeling for the members, and I hope they have the same feeling for me.

I want to assure you, the members of Council, that when I assume the office of County Commissioner, I will cooperate with the City Council to the best of my ability, because there is no other agency in the City from which you can expect cooperation.

Mr. Anderson arose and said:

Mr. President:— I regret Mr. Kane leaving Council, and wish him the best of success in his new position.

Mr. Gallagher arose and said:

Mr. President:— That is the unanimous feeling of Council.

The Chair said:

With that understanding, the resignation will be accepted.

And the question recurring on the adoption of the motion to accept the resignation.

The motion prevailed.

Mr. Huston presented

No. 5092.

Pittsburgh, Pa.,

December 23, 1935.

To the President and Members of Council,

City of Pittsburgh.

Gentlemen:—

I hereby tender my resignation as a member of Council of the City of Pittsburgh, Pennsylvania, to become effective at the next regular meeting of Council, December 30, 1935.

Sincerely yours,

JOHN M. HUSTON

Which was read.

The Chair stated

That the matter of the vacancy in Council caused by the resignation of Hon. John J. Kane was before Council, and it was necessary to give 48 hours notice to call a meeting for an election of his successor.

Mr McArdle moved

That a meeting be called for the purpose of electing a successor to John J. Kane as a member of Council for Thursday, Dec. 26, 1935, at 4 o'clock, P. M. and notices be promptly sent to

the Members of Council and the Mayor to participate in the election.

Which motion prevailed.

Mr. Huston moved

That the Minutes of Council of Monday, December 16th, and Thursday, December 19th, 1935, be approved.

Which motion prevailed.

And there being no further business before the meeting, the Chair declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Thursday, December 26, 1935

No. 66.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Thursday, December 26, 1935.

Council met pursuant to the following call:

Pittsburgh, Pa., December 23, 1935.

Mr. Robt. Clark,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council and the Mayor for Thursday, December 26, 1935, at 4 o'clock, P. M., for the purpose of electing a member of Council to fill the vacancy caused by the resignation of John J. Kane, in accordance with the provisions of the Act of Assembly of the Commonwealth of Pennsylvania, approved May 31, 1911.

Yours very truly,

ROBT. GARLAND

President of Council.

Which was read, received and filed.

Present:—Messrs.

Anderson Huston

Demmler Magee

Evans McArdle

Gallagher Garland (Pres't)

Absent:—Hon. William N. McNair,
Mayor.

The Chair said:

Gentlemen:— The Mayor has received due and timely notice of this meeting, which was called in the legal and regular manner. The Clerk just visited him and asked him to come over. Tell the members of Council, Mr. Clark, what the Mayor said.

The Clerk (Mr. Clark) said:

Gentlemen:— The Mayor will not be here. He said, "Council does not elect its members. Council and the Mayor fill the vacancy. I will call an election in a few days to fill the vacancy."

The Chair said:

Gentlemen:—This meeting was called for the purpose of electing a successor to John J. Kane, resigned. What is your pleasure?

Mr. Anderson moved

That Council now go into an election for a member of Council to fill the vacancy caused by the resignation of John J. Kane.

Which motion prevailed.

Mr. Demmler arose and said:

Mr Chairman:— In making nominating speeches, it may be the custom to recite the family history and to relate the achievements of the person to be nominated, and often to make prophecy of the future.

Let it be sufficient to say, that the man I wish to nominate is my friend, that I hold him in high esteem, and that I am certain his services will be in the best interest of our great city.

It is my privilege, and it is with pleasure, that I place in nomination for election as a member of the Coun-

all of the City of Pittsburgh, the name of Cornelius D. Scully.

Mr. Evans arose and said:

Mr. President:— In seconding the nomination of Mr Scully, I wish to say that I feel the City of Pittsburgh is honored by having his name placed before the Council, and I take great pleasure in seconding his nomination.

And there being no further remarks, Mr. Anderson moved

That the nominations close on the name of Cornelius D. Scully.

Which motion prevailed.

And the Chair instructed the Clerk to call the roll, and the roll being called, the result of the voting was as follows:

For Cornelius D. Scully:—

Messrs.	Huston
Anderson	Magee
Demmler	McArdle
Evans	Garland (Pres't)
Gallagher	

And Mr. Scully having received eight votes, being a majority of the entire membership of Council including the Mayor, was declared duly elected a member of Council, in accordance with

the provisions of the Act of Assembly of May 31, 1911.

The Chair said:

Gentlemen:— Mr. Scully has been unanimously elected a member of Council. I appoint Messrs. Demmler, Evans and Gallagher to escort the new member into the meeting.

And the Committee retired and returned to Council with the member-elect, Cornelius D. Scully, who took and subscribed to the oath of office, which was administered to him by the President, Robert Garland.

Mr. Scully having been introduced by the President, said:

Mr. President and My Good Friends in the Council:—I am, indeed, appreciative of the honor you have shown me by my election, and doubly so because of its unanimity.

I shall endeavor by my conduct as a member of Council to merit the approbation and the confidence you have placed in me.

I thank you.

And on motion of Mr. Magee

The meeting adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIX.

Monday, December 30, 1935

No. 67.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.

Monday, December 30, 1935.

Council met.

Present:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)
Huston	

PRESENTATIONS

Mr. McArdle presented

Nc. 5093. Resolution authorizing the issuing of a warrant in favor of Hosack, Schietinger & Company in the sum of \$3897.35, being 25% of refund secured from Commonwealth of Pennsylvania on liquid fuel tax paid by the City of Pittsburgh, and charging same to Code Account No. 42. Contingent Fund.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. McArdle presented

No. 5094. Report of the Committee on Finance for December 26, 1935, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 5002. An Ordinance entitled, "An Ordinance extending the duration of existing contracts for the purchase and delivery of bituminous coal with dealers now under contract with the City of Pittsburgh."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 5062. An Ordinance entitled, "An Ordinance authorizing the leasing to the Iron City Dry

Cleaning Company, Storeroom No. 3-C in the North Side Market House."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4998. An Ordinance entitled, "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1936."

In Finance Committee, Dec. 26, 1935, Bill read and amended in Sections 1 and 5 by striking out and by inserting, as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

The Chair presented

No. 5095.

Office of Budget Controller,
December 20th, 1935.

President and Members Council,
City of Pittsburgh.

Gentlemen:—

This is to certify that the Appropriation Bill as presented to Council is in accordance with the action of Finance Committee sitting as the Budget Committee, in adopting the recommendations of the Budget Controller, dated December 17, 1935, as revised by the supplementary statement, dated December 19, 1935, and amendments made in the Finance Committee on December 26, 1935.

Respectfully yours,

Edw. A. Schofield
Budget Controller.

Which was read, received and filed.

And the bill as read a second time was agreed to

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 5060. Resolution authorizing the issuing of a warrant in favor of Katherine Houseman and Earl Houseman, her husband, 1116 Chateau street, City, in the sum of \$150.00, in full settlement of their claim against the City of Pittsburgh for personal injuries sustained by Mrs. Houseman on June 11, 1935, on crosswalk at Beaver avenue and Liverpool street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to

allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 5063. Resolution authorizing and directing the City Controller to transfer the sum of \$1500.00 from Code Account 1263, Salaries, Division of Plumbing, to the following:—

\$1,000.00 to Code Account 1231, Supplies, Tuberculosis Hospital;

500.00 to Code Account 1239, Supplies, Municipal Hospital.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 5064. Resolution designating the Depositories of money for Collector of Delinquent Taxes and the Special and Trust Fund of the City of Pittsburgh as follows, for the year 1936:—

DELINQUENT TAX FUNDS.

Peoples-Pittsburgh Trust Company

SPECIAL TRUST FUNDS.

Potter Title and Trust Company

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 5065. Resolution designating the Depositories of money for the City of Pittsburgh as follows, for the year 1936:—

ACTIVE ACCOUNT.

Colonial Trust Company

Peoples-Pittsburgh Trust Company

Union Trust Company of Pittsburgh

INACTIVE ACCOUNT.

Allegheny Trust Company

Brookline Savings and Trust Company

The Carriek Bank

The Colonial Trust Company

Commonwealth Trust Company of Pittsburgh

Farmers Deposit National Bank

Farmers Deposit Trust Company

First National Bank of Pittsburgh

First National Bank of Pittsburgh

(Federal Branch)

The Forbes National Bank

Fourteenth Street Bank

Freehold Bank

Hill Top Bank

Iron & Glass Dollar Savings Bank of Birmingham

Keystone National Bank

Manchester Savings Bank and Trust Company

National Bank of America

North Side Deposit Bank

Peoples-Pittsburgh Trust Company
(Dollar Savings and Trust Branch-
South Side Branch)

Pitt National Bank

Potter Title and Trust Company

Sheraden Bank

The Union Savings Bank of Pitts-
burgh

The Union Trust Company of Pitts-
burgh

West End Bank

Western Savings and Deposit Bank

William Penn Trust Company.

Which was read.

Mr. McArdle moved

A suspension of the rule to
allow the second and third readings
and final passage of the resolution.

Which motion prevailed.

And the rule having been suspend-
ed the resolution was read a second
and third times, and upon final
passage the ayes and noes were
taken, and being taken were:

Ayes:—Messrs.

Anderson

Magee

Demmler

McArdle

Evans

Scully

Gallagher

Garland (Pres't)

Huston

Ayes 9. Noes none.

And a majority of the votes of Coun-
cil being in the affirmative, the reso-
lution passed finally.

Also

Bill No. 5089. Resolution auth-
orizing and directing the City Controller
to transfer the sum of \$2410.00 from
Code Account No.—to Code Account
No. 80 Rent, Emergency Relief Board.

In Finance Committee, Dec. 26, 1935,
Read and amended by inserting in
blank space, the figures "1004", and
as amended ordered returned to Coun-
cil with an affirmative recommenda-
tion.

Which was read.

Mr. McArdle moved

That the amendment of the
Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in
committee and agreed to by Council,
was read.

Mr. McArdle moved

A suspension of the rule to
allow the second and third readings
and final passage of the resolution.

Which motion prevailed.

And the rule having been suspend-
ed the resolution was read a second
and third times, and upon final
passage the ayes and noes were
taken, and being taken were:

Ayes:—Messrs.

Anderson

Magee

Demmler

McArdle

Evans

Scully

Gallagher

Garland (Pres't)

Huston

Ayes 9. Noes none.

And a majority of the votes of Coun-
cil being in the affirmative, the reso-
lution passed finally.

Mr. McArdle presented

No. 5096. Report of the Com-
mittee on Public Works for December
26, 1935, transmitting an ordinance to
Council.

Which was read, received and filed.

Also, with an affirmative recommen-
dation,

Bill No. 5055. An Ordinance
entitled, "An Ordinance authorizing
and directing the Mayor and the Di-
rector of the Department of Public
Works to initiate, direct and carry
out an unemployment relief project
for the improvement of dangerous hill-
sides on East Ohio street from the
city line to a point about 700 feet
southwest of Hechelman street, West
Carson street along Indian Trail steps,
and West Liberty avenue, from Dawn
avenue to Crimson street, in conjunc-
tion with the Works Progress Adminis-
tration, and authorizing the entering
upon certain private properties for the
purpose of grading, sloping, and such
other work as may be necessary to
eliminate the present hazards to, and
for the future protection of the gen-
eral public using said highways of
the City of Pittsburgh, and providing
for adjudication of damages occasioned
thereby."

Which was read.

Mr. McArdle moved

A suspension of the rule to
allow the second and third readings
and final passage of the bill.

Which motion prevailed.

And the bill was read a second time
and agreed to.

And the bill was read a third time
and agreed to.

And the title of the bill was read
and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr Demmler presented

No. 5097. Report of the Committee on Public Service and Surveys for December 26, 1935, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 5049. An Ordinance entitled, "An Ordinance re-establishing the grade of Glenwood avenue, from Mansion street to the angle south of 'ust street."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Anderson presented

No. 5098. Report of the Committee on Public Safety for December

26, 1935, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 5044. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the arrest and disposal of dogs found running at large in the streets of the City of Pittsburgh, for the year ending December 31st, 1936, and providing for the payment thereof."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 5045. An Ordinance, "An Ordinance providing for the letting of a contract or contracts for furnishing acetylene gas, refilling, inspecting, painting, adjusting, replacing and repairing defective parts for gas traffic beacons in use in the Bureau of Traffic Planning, Department of Public Safety, for the year ending December 31, 1936."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 5046. An Ordinance entitled, "An Ordinance providing for the letting of a Contract for Laundry Service and furnishing of all necessary Linens for the Department of Public Safety and its several Bureaus and Divisions for the year ending December 31st, 1936."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 5047. An Ordinance entitled, "An Ordinance providing for the letting of a contract for furnishing Telephone Service to

the City of Pittsburgh and the maintenance of the Telephone Typewriter System in service in various offices and police stations of the Bureau of Police, for the year ending December 31, 1936."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. McArdle, at this time obtained leave, and presented

No. 5099. An Ordinance amending Section 39, Department of Public Safety, Bureau of Police, Section 42, Department of Public Safety, Bureau of Building Inspection, Section 46, Department of Public Works, General Office, and Section 102, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved January 2, 1935, and the several amendments thereof and supplements thereto.

Which was read and referred to the Committee on Finance.

Mr. McArdle moved

That the Finance Committee meet immediately after adjournment of Council to consider several bills.

Which motion prevailed.

Mr. Evans, at this time, presented No. 5100. Resolution author-

izing the Director of the Department of Public Safety and the Superintendent of the Bureau of Building Inspection to apply to the Works Progress Administration for an allotment for the assignment of WPA workers for the purpose of listing, measuring and tabulating all signs in the City of Pittsburgh, for the use and benefit of the Bureau of Building Inspection; the said WPA workers to consist of 1 supervisor, 60 survey workers and 1 stenographer-clerk; estimated time 16 weeks.

Which was read and referred to the Committee on Finance.

Mr. Evans moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Anderson on October 7, 8, 9, 11, 14, 15, 16, 18, 23, 30; November 4, 6, 12, 13, 19, 20, 26, 27; December 2, 3, 12, 18, 21, 1935.

Mr. Gallagher on November 27, 1935.

Mr. Huston on October 11, 18; November 6, 19, 20; December 11, 18, 19, 1935.

Mr. Kane on October 2, 9; December 2, 1935.

Mr. Magee on October 2, 18, 21, 22, 23, 29; December 17, 1935.

Mr. McArdle on October 18; November 18; December 11, 12, 1935.

Mr. Garland, (Pres't) December 2, 3, 17, 1935.

Which motion prevailed.

The Chair presented

No. 5101.

City of Pittsburgh,
Office of the Mayor,
December 27, 1935.

To the President and Members of City Council.
Gentlemen:—

I have the honor to inform you that I have reappointed, subject to your approval, Miss Julia M. Doyle to the position of Member of the Board of Adjustment, effective January 1, 1936.

Very truly yours,

WM. N. McNAIR
Mayor.

Which was read, received and filed.

Mr. Magee presented

No. 5102. RESOLVED, That the reappointment of Miss Julia M. Doyle as a member of the Board of Adjustment, effective January 1, 1936, be and the same is hereby approved and confirmed.

Which was read.

Mr. Magee moved

The adoption of the resolution.

Upon which motion, the ayes and noes were ordered taken agreeably to law, and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)
Huston	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented

No. 5103. Communication from the Mayor transmitting copy of Report received from Dr. Edith MacBride-Dexter concerning the water supply sanitary condition of the Allegheny river and the status of Pittsburgh's main drainage plan.

Which was read, received and filed.

The Chair took up

Bill No. 5092. Communication from John M. Huston resigning as a member of Council, effective December 30th, 1935.

In Council, Dec. 23, 1935, Read.

Which was read, received and filed.

Mr. Gallagher moved

That the resignation of Mr. Huston be accepted.

Which motion prevailed.

Mr. Huston arose and said:

Mr. President and Members of Council:— I just want to state that it is with a deep sense of regret that I leave this body.

During the past two years our association has been friendly. I want to thank the members of Council for the many courtesies extended me, and I leave with the friendliest of feelings towards each member of Council.

I trust during my term as Register of Wills of Allegheny County I shall

not see the Will of any member of Council.

Mr. Anderson arose and said:

Mr. President:— I regret the departure from this body of Mr. Huston; he has been an able and capable official and his absence will be felt by the members of Council.

He is going to a larger and broader field, and I am satisfied that the people who voted for him are confident that he will perform his new duties in the same efficient manner that he carried out his work as a councilman.

Mr. McArdle moved

That a meeting be called of the members of Council and the Mayor, for the purpose of electing a successor to Mr. Huston, for Thursday afternoon (January 2nd, 1936) at 3:45 o'clock, and that the Mayor be sent a notice

forthwith in writing.

(Which motion prevailed.)

Mr. McArdle moved

That, on the assumption that some of the bills presented to-day will be considered at the Finance Committee meeting upon adjournment of Council, a meeting of Council be called for Thursday, January 2nd, 1936, at 4 o'clock, P. M., for the purpose of considering the report of the Finance Committee.

Which motion prevailed.

Mr. Gallagher moved

That the Minutes of Council of Monday, December 23rd, and Thursday December 26th, 1935, be approved.

Which motion prevailed.

And there being no further business before the meeting, the **Chair** declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

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Thursday, January 2, 1936

No. 68.

Municipal Record

NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Thursday, January 2nd, 1936.

Pittsburgh, Pa., December 30th, 1935.

Mr. Robt. Clark,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council and the Mayor for Thursday, January 2, 1936, at 3:45 o'clock, P. M., for the purpose of electing a member of Council to fill the vacancy caused by the resignation of John M. Huston, in accordance with the provisions of the Act of Assembly of the Commonwealth of Pennsylvania, approved May 31, 1911.

Yours very truly,

ROBT. GARLAND

President of Council.

Which was read, received and filed.

Present:—Messrs.

Anderson

Demmler

Evans

Gallagher

Magee

McArdle

Scully

Garland (Pres't)

Absent:—Hon. William N. McNair,
Mayor.

The Chair said:

Mr. Clerk, was the Mayor notified of this meeting?

Mr. Clark (Clerk) said:

Yes, sir; the Mayor was notified by letter and personally. He stated he would call his own election.

The Chair said:

Gentlemen, this meeting was called for the purpose of electing a successor to Mr. Huston, resigned.

Mr. Anderson moved

That we go into an election for a successor to John M. Huston, resigned.

Which motion prevailed.

Mr. Evans arose and said:

Mr. President and Members of Council:— I am sure if the people of Pittsburgh possessed election machinery by the use of which they could elect their public officials on a non-partisan ballot, uninfluenced by political, religious or class prejudice, and if the electors would cast their ballots motivated only by their judgment as to the fitness of the candidate for the office he sought, that there would be two major conditions a candidate would have to meet in order to be successful.

1st: That before entering the public service he had demonstrated his ability to successfully meet the problems of our competitive economic system. For how can one hope to cope with the intricate problems of the government of a great city if he has not been able to successfully meet the

lesser problems of private life?

2nd: That he possess a background of experience and achievement and a record of integrity and character which the people have a right to expect a public official to possess.

These two qualifications I believe exist beyond peradventure in the man whose name I now propose to place in nomination for election as a member of the Council of the City of Pittsburgh.

Frederick W. Weir was born 55 years ago near the corner of Penn and Braddock avenues. His life has been contemporaneous with the development of the Pittsburgh area, and he has had an important part in the city's industrial expansion.

Thirty-one years ago, when he was a young man, he entered the employ of the Spang-Chalfant Company, one of the great industrial units that has helped to make Pittsburgh famous as the workshop of the world. Through his industry and perseverance, he advanced through various stages until in 1928, he was made General Manager of the Spang-Chalfant plants, employing many hundreds of men, and has played a leading role in making the Spang-Chalfant Company one of the important industries in Pittsburgh.

That he has been a humane and sympathetic employer is evidenced by the fact that in all the years during which he has been in charge of these plants, he has never allowed the Sun to go down without reaching a satisfactory settlement when any labor problems arose among the men in his employ—a record possessed by few, if any, of our industrial leaders.

Mr. Weir has not sought the office for which I am about to nominate him. He has been drafted by some of the present members of Council. If he is elected and accepts the office of Councilman, he will do so with a great personal sacrifice, for he will be entering the service of the people of Pittsburgh at a less remuneration than he is now receiving, and with a much less certain tenure. I believe

that Mr. Weir will enter public office for the first time motivated only by a desire to serve the people of Pittsburgh, among whom he has lived for so many years.

I want to commend the splendid civic spirit of the firm of Spang-Chalfant in signifying their willingness to release so valuable an official as Mr. Weir to the public service.

I now take great pleasure in placing the name of FREDERICK W. WEIR in nomination for election to the vacancy now existing in this Council.

Mr. McArdle arose and said:

Mr. President:— I arise to second the nomination of Mr. Frederick W. Weir to the vacancy in this body. I do so with an appreciation in most part of what has been said of him by Mr. Evans, and I would like to add that I welcome him, if elected, particularly because of his genial personality and of the assurance which that gives of his ability to meet the problems that come before him as a member of this body and work in harmony and accord with the other members who have been getting along so splendidly the past two years.

I take pleasure in seconding the nomination of Mr. Weir.

The Chair said:

Gentlemen, are there any other nominations?

Mr. Mugee arose and said:

Mr. President:— I wish to place in nomination the name of a gentleman who has had many years experience in municipal government—an engineer by profession.

Without detriment to the other gentleman who has been named, and whom I respect, I place in nomination the name of George W. Schusler, who, I believe, would be a valuable addition to this body.

Mr. Anderson moved

The nominations close.
Which motion prevailed.

And the Chair instructed the Clerk

to call the roll, and the roll being called, the result of the voting was as follows:

Mr. Frederick W. Weir:—

Messrs.	
Anderson	McArdle
Demmier	Scully
Evans	Garland (Pres't)
Gallagher	

For Mr. George W. Schusler:—

Mr. Magee

And Mr. Weir having received seven votes, and Mr. Schusler one vote, Mr. Weir receiving the votes of a majority of the entire membership of Council including the Mayor, was declared duly elected a member of Council, in accordance with the provisions of the Act of Assembly of May 31, 1911.

And the Chair appointed

A Committee, consisting of

Messrs. Evans, Gallagher and McArdle to escort the new member into the meeting.

And the Committee retired and returned with the member-elect, Frederick W. Weir, who took and subscribed to the oath of office, which was administered to him by the President, Robert Garland.

And Mr. Weir having been introduced by the President, said:

President Garland and Members of Council:— I appreciate very much the honor of being elected a member of this body, and I hope that my actions from now on will prove that I am worthy of membership here.

And there being no further business before the meeting, the Chair declared the meeting adjourned.

Municipal Record

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NINETY-EIGHTH COUNCIL

COUNCIL

ROBT. GARLAND.....President

ROBERT CLARK.....City Clerk

EDW. W. LINDSAY....Ass't City Clerk

Pittsburgh, Pa.,

Thursday, January 2nd, 1936.

Council met pursuant to the following call:—

Pittsburgh, Pa., December 30, 1935.

Mr. Robt. Clark,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Thursday, January 2, 1936, at 4 o'clock, P. M., for the purpose of considering the report of the Committee on Finance.

Yours very truly,

ROBT. GARLAND,

President of Council.

Which was read, received and filed.

Present:—Messrs.

Anderson	McArdle
Demmler	Scully
Evans	Weir
Gallagher	Garland (Pres't)
Magee	

REPORTS OF COMMITTEES.

Mr. McArdle presented

No. 5104. Report of the Committee on Finance for December 30, 1935, transmitting sundry papers to Council.

Which was read, received and filed.

Also

Bill No. 5058. An Ordinance entitled, "An Ordinance appropriating the sum of Four thousand three hundred seventy (\$4370.53) dollars and Fifty-three cents from Public Work Relief Bonds, 1933, Series 'C', Bond Fund 118, which bonds were authorized by Ordinance No. 284, approved December 5th, 1933, for the payment of salaries, wages and miscellaneous services for engineering, inspection and supervision expenses for Unemployment Relief Projects carried out by the Department of Public Works in conjunction with the Works Progress Administration."

In Finance Committee, Dec. 30, 1935. Bill read and amended in Section 1 and in the title by striking out the words "Four thousand three hundred seventy (\$4370.53) dollars and Fifty-three cents" and by inserting in lieu thereof the words "Seven thousand three hundred seventy (\$7370.53) dollars and Fifty-three cents", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)

(Mr. Weir not voting.)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 5099. An Ordinance entitled, "An Ordinance amending Section 39, Department of Public Safety, Bureau of Police, Section 42, Department of Public Safety, Bureau of Building Inspection, Section 46, Department of Public Works, General Office, and Section 102, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1935, and the several amendments thereof and supplements thereto."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)

(Mr. Weir not voting.)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 5093. Resolution authorizing the issuing of a warrant in favor of Hosack, Schietinger and Company in the sum of \$3897.53, being 25% of the amount for which they secured a refund from the Commonwealth of Pennsylvania to the City of Pittsburgh on liquid fuel tax, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution,

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson	Magee
Demmler	McArdle
Evans	Scully
Gallagher	Garland (Pres't)

(Mr. Weir not voting.)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 5100. Resolution authorizing the Director of the Department of Public Safety and the Superintendent of the Bureau of Building Inspection to apply to the Works Progress Administration for an allotment for the assignment of WPA workers for the purpose of listing, measuring and tabulating all signs in the City of Pittsburgh, for the use and benefit of the Bureau of Building Inspection; the said WPA workers to consist of 1 supervisor, 6 survey workers and 1 stenographer-clerk; estimated time 16 weeks.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Anderson

Demmler

Evans

Gallagher

Magee

McArdle

Scully

Garland (Pres't)

(Mr. Weir not voting.)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Gallagher moved

That the Minutes of Council of Monday, December 30, 1935, be approved.

Which motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

INDEX TO APPENDIX

ORDINANCES

Abatement of Tax Penalties—

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APPENDIX

No. 1

AN ORDINANCE—Authorizing the issuing of warrants in favor of John Lee for \$115.00; Ralph Mellix for \$115.00; Henry Vietmeier for \$115.00; Albert Conwell for \$115.00; B. F. McDermott for \$115.00; George Wrigley for \$115.00; Edward Burchlaw for \$115.00; Ulysses Streets for \$115.00; Ralph Shippanni for \$115.00; Fred Sellers for \$57.50; and William Carrick for \$57.50, in payment for services rendered during the month of December, 1934, also, Tony Tortorelli for \$61.75; Kenneth Fraser for \$76.00; Joseph Donnellan for \$104.50 and Sam McBride for \$95.00.

WHEREAS, the above mentioned employees received the time allotted them by the 1934 Salary Ordinance, and it is necessary to employ them during the month of December for the operation and cleaning of the building, and

WHEREAS, Under the provisions of the Act of May 23rd, 1874, known as "The Wallace Act" the City of Pittsburgh is authorized to direct the payment of any claim against the City without previous authority of Law, where the City has received the benefit of the same, now, therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign warrants in favor of the following employees:

John Lee Services for month
of December \$ 115.00

Ralph Mellix	Services for	
month of December	-----	115.00
Henry Vietmeier	Services for	
month of December	-----	115.00
Albert Conwell	Services for	
month of December	-----	115.00
B. F. McDermott	Services for	
month of December	-----	115.00
George Wrigley	Services for	
month of December	-----	115.00
Edward Burchlaw	Services for	
month of December	-----	115.00
Ulysses Streets	Services for	
month of December	-----	115.00
Ralph Shippanni	Services for	
month of December	-----	115.00
Fred Sellers	Services half	
month of December	-----	57.50
William Carrick	Services half	
month of December	-----	57.50
Total		\$1,150.00

Said amounts to be paid from Code Account 1669, Salaries, Regular Employees, City County Building, Bureau of City Property, for services rendered during the month of December, 1934, and

Tony Tortorelli	13 days in	
December @ \$4.75		\$ 61.75
Kenneth Fraser	16 days in	
December @ \$4.75		76.00
Joseph Donnellan	22 days in	
December @ \$4.75		104.50
Sam McBride	20 days in	
December @ \$4.75		95.00
Total		\$337.25

Said amounts to be paid from Code Account No. 1802, Wages, Temporary Employees, Schenley Park.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 7, 1935.

Approved January 10, 1935.

Ordinance Book 46, Page 330.

No. 2

AN ORDINANCE—Authorizing the issuance of warrants in payment for services rendered without previous authority of Law, by Charles Miller and Henry Wiegman in the Department of Public Welfare, City Home and Hospitals, Mayview, Penna., in the amounts of \$260.00 and \$266.50 respectively, for the period from November 1, 1934 to December 11, 1934.

WHEREAS, Charles Miller has rendered services as Fireman at the Pittsburgh City Home and Hospitals, Mayview, Penna., for 40 days during the period from November 1, 1934 to December 11, 1934 at the rate of \$6.50 per day; and

WHEREAS, Henry Wiegman has rendered services as Fireman at the Pittsburgh City Home and Hospitals, Mayview, Penna., for 41 days during the period from November 1, 1934 to December 11, 1934 at the rate of \$6.50 per day; and,

WHEREAS, Under the provisions of the Act of May 23rd, 1874, known as "The Wallace Act" the City of Pittsburgh is authorized to direct the payment of any claim against the City without previous authority of Law, where the City has received the benefit of the same; Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following:*

Charles Miller, in the amount of \$260.00 for services rendered during the period from November 1, 1934 to December 11, 1934 as Fireman at the City Home and Hospitals, Mayview, Penna., and charge same to Code Account 1326, Wages Regular Employees.

Henry Wiegman, in the amount of \$266.50 for services rendered during the period from November 1, 1934 to December 11, 1934 as Fireman at the City Home and Hospitals, Mayview, Penna., and charge same to Code Account 1326, Wages Regular Employees.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 7, 1935.

Approved January 10, 1935.

Ordinance Book 46, Page 331.

No. 3

AN ORDINANCE—Granting permission to the Keystone Box Company, a Corporation, to construct, maintain and operate a switch track over and across Penn avenue, near 28th Street, in the 6th Ward of the City of Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Keystone Box Company, a Corporation, is hereby authorized to construct, maintain and operate a switch track over and across Penn avenue as shown on a certain plan marked Accession No. 422, Folder B, dated Dec. 11, 1934, and on file in the office of the Division of Public Utilities, Highways & Sewers, Department of Public Works, City of Pittsburgh, bounded and described as follows:*

Beginning at a point on the southerly line of Penn avenue distant 48 feet westwardly from the westerly line of Twenty-eighth street, thence defecting in a north-westerly direction by

the arc of a circle with a radius of 456.69 feet and a central angle of 12° 34' 00" for a distance of 7.00 feet to a point of tangent thence by the tangent to said curve for a distance of 7.00 feet to a point of curve, thence deflecting in a north-westerly direction by the arc of a circle, with a radius of 193.17 feet and a central angle of 30° 0' 0" for a distance of 47.50 feet to a point on the northerly line of Penn avenue, said point being distant 36.00 feet westwardly from the westerly line of 28th street.

Section 2. The said Corporation prior to the construction of the switch track shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans showing location of all surface and sub-surface structures in detail for the construction of said switch track and the plans for repaving and of the construction thereof shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over city streets, and to the ordinances of the City of Pittsburgh relating thereto and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of a switch track on city streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, or special reinforcement of paving, repair of sewers, water lines, and other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance, and use of said switch track. All of the said work, including the repaving of the street damaged shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the

City of Pittsburgh without liability, reserves the right to cause the removal of the said siding upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Keystone Box Co., a corporation, its successors and assigns, to that effect and that the said grantee shall, when so notified, at the expiration of the said six months, forthwith, remove the said switch track and replace the street to its original condition at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the streets and sub-surface structures therein, by reason of the construction, maintenance, and use of the said switch track and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The rights and privileges herein granted shall be subject to the condition and restriction that no shifting of cars either to or from this siding shall be done between the hours of 8:00 A. M. and 9:30 A. M. or between the hours of 4:30 P. M. and 6:00 P. M., week days.

Section 8. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within sixty (60) days after its passage and approval, the Keystone Box Co. shall file with the City Controller its certificate of acceptance and the provisions thereof, said certificate to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 9. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 7, 1935.

Approved January 10, 1935.

Ordinance Book 46, Page 331.

No. 4

AN ORDINANCE Granting unto the Keystone Box Company of Pittsburgh, its successors and assigns, the right to construct, maintain, and use an overhead passageway or bridge over and across Mulberry way between the Keystone Box Company's present building and its proposed warehouse, subject to the terms and conditions herein set forth.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Keystone Box Company, a Pennsylvania Corporation, its successors and assigns be and it is hereby given the right and authority, at its own cost and expense to construct, maintain, and use an overhead passageway of bridge over and across Mulberry way between the present main building of the Keystone Box Company on 28th street and its proposed warehouse, fronting on Penn avenue; the said bridge or passageway to connect with the second and third floors of its main building and the second and third floors of its proposed warehouse, and to be constructed in accordance with the plans and designs approved by the Department of Public Works. The location of this passageway or bridge shall be approximately 69 feet 4 inches from 28th Street with a clearance of 17 feet from the grade of Mulberry way to be built 9 feet 4 inches wide and 24 feet long, the width of Mulberry way.

The said passageway or bridge shall be constructed in accordance with the provisions of this Ordinance and in accordance with the plan hereto attached and identified as Accession No. B-420, Folder "B" in the files of the Division of Public Utilities, Bureau of Highways & Sewers, Department of Public Works, entitled "Proposed passageway or bridge over and across Mulberry way for the Keystone Box Company of Pittsburgh, 6th Ward, Pittsburgh, Pa."

Section 2. The said Keystone Box Company shall, prior to the construction of the said passageway or bridge, submit to the Director of the Department of Public Works of the City of

Pittsburgh, a complete set of plans in triplicate, showing location and all details of the construction of said passageway or bridge, and no work shall be commenced thereon until the said plans have been approved by the Director of Public Works, who shall have the right at all times to inspect and supervise the said construction, operation and maintenance.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets and to the Ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance, and use of passageway of bridge across City streets and which may provide for compensation for the use thereof.

Section 4. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of said overhead passageway or bridge upon giving six months' notice thereof through the proper officers of the City, pursuant to resolution or Ordinance of Council, and that said grantee when so notified, shall, at the expiration of the said six months, forthwith, remove the said passageway or bridge and make the said buildings safe and in their own original condition.

Section 5. The said grantee shall be responsible for and shall assume any liability whatsoever either of the said grantee or of the City of Pittsburgh for damages to persons or property by reason of the construction, maintenance and use of the said overhead passageway or bridge, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 6. The foregoing rights and privileges are granted subject to all foregoing conditions and to the further condition that this ordinance shall become null and void unless within thirty (30) days after the passage and ap-

proval of the Ordinance, the said Keystone Box Company of Pittsburgh, shall file with the City Controller its certificate of acceptance of this Ordinance duly executed.

Section 7. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 7, 1935.

Approved January 10, 1935.

Ordinance Book 46, Page 333.

No. 5

AN ORDINANCE—Widening Stella street, in the 16th Ward of the City of Pittsburgh, at the intersection of Oakley way and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Stella street, in the 16th Ward of the City of Pittsburgh, at the intersection of Oakley way, be and the same is hereby widened to a variable width by taking for public use for highway purposes, the property hereinafter bounded and described as Portions "A" and "B", respectively to-wit:—

PORTION "A"

Beginning at the intersection of the westerly line of Oakley way and the northerly line of Stella street; thence extending westwardly along the northerly line of Stella street 21.0 feet to a point; thence deflecting to the right 126° 52' and extending northeastwardly 35.0 feet to the westerly line of Oakley way; thence southwardly along the westerly line of Oakley way 28.0 feet to the place of beginning.

PORTION "B"

Beginning at the intersection of the

westerly line of Oakley way and the southerly line of Stella street; thence extending southwardly along the westerly line of Oakley way 22.0 feet to a point; thence deflecting to the right 142° 18' and extending northwestwardly 27.81 feet to the southerly line of Stella street; thence eastwardly along the southerly line of Stella street, 17.0 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Stella street, in the 16th Ward of the City of Pittsburgh, at the intersection of Oakley way to be widened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 7, 1935.

Approved January 10, 1935.

Ordinance Book 46, Page 334.

No. 6

AN ORDINANCE—Providing for the letting of a contract or contracts for furnishing, installing and maintaining 44 Radios for service in Radio Police Cars and motorcycles in use in the Bureau of Police, Department of Public Safety, for the year ending December 31, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Safety shall be and

they are hereby authorized, empowered and directed to advertise for proposals and let a contract or contracts to the lowest responsible bidder or bidders for furnishing, installing and maintaining 44 Radios for service in Radio Police Cars and Motorcycles in use in the Bureau of Police, Department of Public Safety, for the year ending December 31, 1935, the cost thereof not to exceed the sum of \$6,500.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March A. D., 1901, and the various amendments and supplements thereto and the Ordinances of the City of Pittsburgh, in such cases made and provided, and to be chargeable to and payable from Code Account No. 1447, Item B—Miscellaneous Services, Bureau of Police.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 7, 1935.

Approved January 15, 1935.

Ordinance Book 46, Page 335.

No. 7

AN ORDINANCE—Authorizing the issuance of a warrant in favor of S. C. Hamilton in the sum of \$268.79, in payment for services rendered without previous authority of law, in repairing motorcycles, in the Department of Public Safety.

WHEREAS, the amount estimated in the contract for motorcycle repairs in the Department of Public Safety, for the year ending December 31st, 1934, was not sufficient to cover the cost of this service for the year; and

WHEREAS, Under the provisions of the Act of May 23, 1874, known as "THE WALLACE ACT", the City of Pittsburgh is authorized to direct the payment of any claim against the City without previous authority of Law, where the City has received the benefit

of the same; NOW, THEREFORE,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized to issue and the City Controller to countersign a warrant in favor of S. C. Hamilton, for the sum of \$268.79, in payment for repairing motorcycles in service in the Department of Public Safety, for the month of December 1934, and charge the same to Code Account No. 1416-E, Repairs, Division of Garage and Repair Shop, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 11, 1935.

Approved January 15, 1935.

Ordinance Book 46, Page 336.

No. 8

AN ORDINANCE—Authorizing the issuing of warrants in favor of Mrs. J. P. White for \$15.97; Mrs. W. E. Green for \$15.97; Marian Nagle for \$15.97; Alice Proctor for \$15.97; Helen Jamison for \$15.97; Mary Erwin for \$15.97; Mathilda Kunberger for \$15.97; Mary Kelly for \$15.97; Margaret Dunmire for \$15.97; Sadie Luther for \$15.97; Tillie Wessel for \$15.97; Elizabeth Smink for \$15.97; Mrs. A. M. Gallagher for \$15.97; Alice Jacoby for \$15.97; Mary Steele for \$15.97; Anna Harrington for \$15.97; Frances Tinsley for \$15.97; Margaret Brogan for \$15.97; Linnie Thompson for \$15.97; Ida Swoger for \$15.97; Cora McKelvey for \$15.97; and Mary Conway for \$15.97, for services during the month of December 1934 in Bureau of City Property.

WHEREAS, under the provisions of an Act of May 23rd, 1874, known as "The Wallace Act", the City of Pittsburgh is authorized to direct the payment of any claim against the City without previous authority of Law

where the City has received the benefit of the same, Now, therefore.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following employees:*

Mrs. J. P. White	— For services
month of December, 1934	— \$15.97
Mrs. W. E. Green	— For services
month of December, 1934	— \$15.97
Marian Nagle	— For services
month of December, 1934	— \$15.97
Alice Proctor	— For services
month of December, 1934	— \$15.97
Helen Jamison	— For services
month of December, 1934	— \$15.97
Mary Erwin	— For services
month of December, 1934	— \$15.97
Mathilda Kunberger	— For services
month of December, 1934	— \$15.97
Mary Kelly	— For services
month of December, 1934	— \$15.97
Margaret Dunmire	— For services
month of December, 1934	— \$15.97
Sadie Luther	— For services
month of December, 1934	— \$15.97
Tillie Wessel	For services
month of December, 1934	— \$15.97
Elizabeth Smlnk	— For services
month of December, 1934	— \$15.97
Mrs. A. M. Gallagher	— For services
month of December, 1934	— \$15.97
Alice Jacoby	For services
month of December, 1934	— \$15.97
Mary Steele	— For services
month of December, 1934	— \$15.97
Anna Harrington	— For services
month of December, 1934	— \$15.97
Frances Tinsley	— For services
month of December, 1934	— \$15.97
Margaret Brogan	— For services
month of December, 1934	— \$15.97
Linnie Thompson	— For services
month of December, 1934	— \$15.97
Ida Swoger	— For services
month of December, 1934	— \$15.97
Cora McKelvey	— For services
month of December, 1934	— \$15.97
Mary Conway	— For services
month of December, 1934	— \$15.97

Same to be chaged to Code Account 1718, Salaries, Regular Employees, Comfort Stations, Bureau of City Property,

for services rendered during the month of December, 1934.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 11, 1935.

Approved January 15, 1935.

Ordinance Book 46, Page 336.

No. 9

A N ORDINANCE—Authorizing the issuing of a warrant in favor of W. S. Brown, Inc., for \$433.05, for firearms, amunition, etc., furnished the former Borough of Overbrook prior to its annexation to the City on June 6, 1930.

WHEREAS, The Borough of Overbrook purchased firearms, ammuniton, etc., from W. S. Brown, Inc., amounting to \$433.05, prior to its annexation to the City of Pittsburgh, which amount has not been paid; Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of W. S. Brown, Inc., for \$433.05, in payment for firearms, ammunition, etc., purchased by the former Borough of Overbrook, and charge same to Code Account No. 42, Contingent Fund.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 11, 1935.

Approved January 15, 1935.

Ordinance Book 46, Page 338.

No. 10

AN ORDINANCE—Transferring the activities formerly under the North Side Playgrounds Association to the direction and supervision of the Department of Public Works, Bureau of Recreation.

WHEREAS, the North Side Playgrounds Association, having in charge the playground and recreational facilities and activities on the North Side of the City of Pittsburgh, has asked to be relieved of this responsibility;

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from and after the passage and approval of this Ordinance, the playground and recreational facilities and activities on the North Side of the City of Pittsburgh, formerly administered by the North Side Playgrounds Association, shall be and the same are hereby transferred to the Department of Public Works, Bureau of Recreation.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 11, 1935.

Approved January 15, 1935.

Ordinance Book 46, Page 338.

No. 11

AN ORDINANCE—Authorizing and directing the Department of Public Safety to incur certain expenses in connection with the operation of the Better Traffic Committee, for the year 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Department of Public Safety be and it is hereby authorized and directed to incur expenses for the following purposes for the year 1935.*

Radio Programs
Syndicated Cartoons
Better Traffic Magazine
Inter-fleet truck safety contest
Mass meeting for inter-fleet truck safety contest
Posters and displays
Traffic Safety Observers
School Safety Activities, and
Miscellaneous traffic education work, including employing from time to time of educational, clerical and stenographic services.

at an expense not to exceed Five Thousand Dollars, (\$5,000.00) in the aggregate, in connection with the operation of the Better Traffic Committee.

Section 2. That the said Department of Public Safety be and it is hereby authorized and directed to incur obligations for Traffic Essay contest prizes, rental of hall, and miscellaneous expenses connected with conducting of this contest, in an amount not to exceed Four Thousand Dollars. (\$4,000.00).

Section 3. That the expenditures authorized by Sections 1 and 2 of this Ordinance, when certified by the officers of the Better Traffic Committee and approved by the Director of the Department of Public Safety shall be charged to and paid out of Code Accounts No. 1497, Item M, Traffic Education Fund and 1499, Item G, Essay Contest, respectively, both said Code Accounts being in the Bureau of Traffic Planning, Department of Public Safety.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 11, 1935.

Approved January 15, 1935.

Ordinance Book 46, Page 339.

No. 12

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of One (1) Auto Truck for the Bureau of

Parks, Department of Public Works, and providing for the payment thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of One (1) Auto Truck for the Bureau of Parks, Department of Public Works, at a cost not to exceed the sum of Twenty-five Hundred (\$2500.00) Dollars, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. FPTF, Bureau of Parks, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 11, 1935.

Approved January 15, 1935.

Ordinance Book 46, Page 339.

No. 13

AN ORDINANCE—Amending Section 39, Department of Public Safety—Bureau of Police, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved January 2, 1935.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 39, Department of Public Safety—Bureau of Police, of an Ordinance entitled, "An Ordinance fixing the num-

ber of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," shall be and the same is hereby amended to read as follows:—

SECTION 39

DEPARTMENT OF PUBLIC SAFETY— BUREAU OF POLICE

Superintendent 359/365 of one year at \$5,420.00 per annum
Assistant Superintendent 359/365 of one year at \$3,750.00 per annum
Chief Clerk 359/365 of one year at \$2,300.00 per annum
Two Stenographer-Clerks 359/365 of one year at \$1,800.00 each per annum
Two Stenographer-Clerks 359/365 of one year at \$1,650.00 each per annum
Stenographer 359/365 of one year at \$1,650.00 per annum
Two Clerks 359/365 of one year at 1,650.00 each per annum
Clerk 359/365 of one year at \$1,540.00 per annum
Clerk 359/365 of one year at \$1,420.00 per annum
Messenger 359/365 of one year at \$1,520.00 per annum
Telephone Operator 359/365 of one year at \$1,380.00 per annum
Inspector of Traffic 359/365 of one year at \$3,000.00 per annum
Seven Inspectors of Police 359/365 of one year at \$3,000.00 each per annum
Lieutenant of Traffic 359/365 of one year at \$2,450.00 per annum
Thirty-five Lieutenants 359/365 of one year at \$2,450.00 each per annum
Thirty-five Sergeants 359/365 of one year at \$2,250.00 each per annum
Eight Hundred and twenty-one Patrolmen 359/365 of one year
Sixteen Turnkeys 359/365 of one year
Morals Court Officer 359/365 of one year
Traffic Court Officer 359/365 of one year
First year at \$1,650.00 each per annum
Second year at 1,650.00 each per annum
Third year at 1,700.00 each per annum
Fourth year at 1,800.00 each per annum
Fifth year at 1,900.00 each per annum
Sixth year at 2,000.00 each per annum
Seventh year at 2,100.00 each per annum
Sub-patrolmen at the rates hereinabove specified for assignment when regular patrolmen are absent from

duty, or where full time employment is not authorized for said regular patrolmen, it being the intent and purpose of this ordinance to provide for the continuous service of eight hundred and twenty-one patrolmen for the full year by the employment of regular patrolmen for 359/365 of one year each, and of sub-patrolmen for the balance of the full year.

Four Police Officers 359/365 of one year at not to exceed _____

_____ \$1,650.00 each per annum

Inspector of Detectives 359/365 of one year at _____ \$3,000.00 per annum

Captain of Detectives 359/365 of one year at _____ \$2,750.00 per annum

Two Lieutenants of Detectives 359/365 of one year at _____

_____ \$2,650.00 each per annum

Thirty-five Detectives 359/365 of one year at _____ \$2,450.00 each per annum

Fifteen Precinct Detectives 359/365 of one year at \$2,100.00 each per annum

Chief Bertillon Operator 359/365 of one year at _____ \$2,250.00 per annum

Two Bertillon Operators 359/365 of one year at _____ \$2,100.00 each per annum

Two Apprentice Bertillon Operators _____ 1,380.00 each per annum

Three Signal Service Operators 359/365 of one year at _____

_____ \$2,330.00 each per annum

Three Assistant Signal Service Operators _____ \$1,650 each per annum

Police Telephone Operator _____ \$1,540.00 per annum

Women Police Auxiliary Lieutenant 359/365 of one year at _____

_____ \$1,500.00 per annum

Four Women Police Auxiliaries 359/365 of one year at _____

_____ \$1,420.00 each per annum

Twenty-three Matrons 359/365 of one year at _____ \$1,320.00 each per annum

Three Chauffeur Mechanics _____ \$1,650.00 each per annum

Four Elevator Operators _____ \$1,420.00 each per annum

Five Cleaners \$1,122.00 each per annum

Police Guards _____ \$4.25 each per day

Six Engineers _____ 8.00 each per day

Seventeen Janitors _____ 4.00 each per day

Two Window Cleaners _____ \$4.00 each per day

Nine Laborer Hostlers _____ \$4.00 each per day

Eight Laborers _____ 4.00 each per day

Chief Radio Operator 359/365 of one year at _____ \$2,000.00 per annum

Three Radio Operators _____ \$1,650.00 each per annum

Three Apprentice Radio Operators _____ \$1,320.00 each per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 21, 1935.

Approved January 31, 1935.

Ordinance Book 46, Page 340.

No. 14

AN ORDINANCE—Amending Section 2 and Section 4 of an Ordinance entitled, "An Ordinance regulating the deposits of moneys of the City of Pittsburgh, designating how depositories of said moneys shall be selected, and providing for the payment of interest thereon", approved February 9, 1934.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 2 and Section 4 of an Ordinance entitled, "An Ordinance regulating the deposit of moneys of the City of Pittsburgh, designating how depositories of said moneys shall be selected, and providing for the payment of interest thereon", approved February 9, 1934, shall be and the same are hereby amended to read:

"Section 2. (a) To secure the safety of the moneys of the City of Pittsburgh so deposited, each of said banks and/or trust companies designated as a depository shall deliver bonds to the Treasurer of the City of Pittsburgh for which he shall give his receipt, and the said Treasurer shall deposit all of said bonds in a safe deposit box or boxes located in the vault of the respective depository. If said depository shall not possess and adequate vault for safe deposit boxes in its place of business, the bonds to be deposited by it as security aforesaid shall be placed in a safe deposit box or boxes in a

vault in a bank, trust company, or safe deposit company selected by the City Treasurer and the cost thereof shall be paid by the depository. The key or keys for access to said box or boxes shall at all times be deposited with the City Treasurer and no access to said box or boxes shall be had by said City Treasurer or City Controller or their duly authorized representatives or by the depository or its duly authorized representatives, unless the City Treasurer or the City Controller or their representatives and the representatives of the depository are both present.

The City Treasurer and the City Controller shall have the right at any time to call for additional or other security to replace those deposited.

(b) The obligations that shall be acceptable security for the deposit of City moneys shall be of the following classes:

Bonds of the United States of America; Commonwealth of Pennsylvania; County of Allegheny, Pennsylvania; City of Pittsburgh; School District of the City of Pittsburgh and Certificates of Indebtedness issued by the City of Pittsburgh, including contractor's certificates; which shall be taken at their market value.

The value of said bonds so deposited and computed as aforesaid shall in their aggregate amount to the sum of the deposit of the City of Pittsburgh in the respective bank and/or trust company.

Section 4. No depository shall at any time have on deposit moneys of the City in excess of the amount of the securities valued as above provided, held by the City Treasurer. The inactive accounts deposited therein shall only be withdrawn on not less than thirty (30) days' notice in writing to the depository, which shall pay to the City interest at the rate of One Per Centum (1%) per annum, computed monthly, and payable on the Fifth day of each month to the City Treasurer for the immediately preceding month."

Section 2. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 21, 1935.

Approved January 31, 1935.

Ordinance Book 46, Page 342.

No. 15

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into and execute an agreement between the City of Pittsburgh and the Pittsburgh Garden Center, to lease the Conservatory Concession Building in Schenley Park for a period of five years at an annual rental of One Dollar (\$1.00) per year.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That The Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed on behalf of the City of Pittsburgh to enter into and execute an agreement to lease to the Pittsburgh Garden Center the Conservatory Concession Building located in Schenley Park for a term of five years at an annual rental of One Dollar (\$1.00) per year.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 28, 1935.

Approved February 5, 1935.

Ordinance Book 46, Page 343.

No. 16

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of Farm Machinery

and Hospital Equipment for the Pittsburgh City Home and Hospitals at Mayview, Pa. and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of Farm Machinery and Hospital Equipment at a cost not to exceed the sum of Sixty-Six Hundred (\$6600.00) Dollars and to include the trade-in of two items of farm machinery, for the Pittsburgh City Home & Hospitals at Mayview, Pa., in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1337-F, Equipment—Department of Public Welfare.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 28, 1935.

Approved February 5, 1935.

Ordinance Book 46, Page 343.

No. 17

AN ORDINANCE—Providing for the letting of a contract for the arrest and disposal of dogs found running at large in the streets of the City of Pittsburgh, for the year ending December 31st, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and*

enacted by the authority of the same, That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized and directed to advertise for proposals and to award a contract to the lowest responsible bidder or bidders for the arrest and disposal of dogs found running at large in the streets of the City of Pittsburgh, for the year ending December 31st, 1935, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the supplements and amendments thereto and the Ordinances of City Council, in such cases made and provided, the cost thereof not to exceed the sum of \$12,000.00, and to be charged to and payable from Code Account No. 1458, Item B—Dog Pound, Miscellaneous Services, Bureau of Police, Department of Public Safety.

Section 2. That said work shall be done in accordance with rules and regulations prescribed by the Director of the Department of Public Safety.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 28, 1935.

Approved February 5, 1935.

Ordinance Book 46, Page 344.

No. 18

AN ORDINANCE—Providing for the letting of a contract for furnishing Telephone Service to the City of Pittsburgh and the maintenance of the Telephone Typewriter System in service in various offices and police stations of the Bureau of Police, for the year ending December 31, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Safety shall be and*

they are hereby authorized, empowered and directed to advertise for proposals and let a contract to the lowest responsible bidder or bidders for furnishing Telephone Service to the City of Pittsburgh, and the maintenance of the Telephone Typewriter System in service in various offices and police stations of the Bureau of Police, for the year ending December 31st, 1935, the cost not to exceed the sum of \$50,400.00, in accordance with the provisions of an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March A. D., 1901, and the various supplements and amendments thereto and the Ordinances of the City of Pittsburgh, in such cases made and provided, and to be chargeable to and payable from Code Account No. 1472, Item B—Miscellaneous Services, Bureau of Electricity, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 28, 1935.

Approved February 5, 1935.

Ordinance Book 46, Page 345.

No. 19

AN ORDINANCE—Providing for the letting of a contract or contracts for furnishing acetylene gas, refilling, inspecting, painting, adjusting, replacing and repairing defective parts for gas traffic beacons in use in the Bureau of Traffic Planning, Department of Public Safety, for the year ending December 31, 1935.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract or contracts to the lowest responsible bidder or bidders for

furnishing acetylene gas, refilling, inspecting, painting, adjusting, replacing and repairing defective parts for gas traffic beacons in use in the Bureau of Traffic Planning, Department of Public Safety, for the year ending December 31, 1935, the cost thereof not to exceed the sum of \$5,000.00, in accordance with the provisions of an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D., 1901, and the various amendments and supplements thereto, and the Ordinances of the City of Pittsburgh, in such cases made and provided, and to be chargeable to and payable from Code Account No. 1490, Item B—Miscellaneous Services, Bureau of Traffic Planning, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 28, 1935.

Approved February 5, 1935.

Ordinance Book 46, Page 345.

No. 20

AN ORDINANCE—Providing for the letting of a contract for Laundry Service and furnishing of all necessary Linens for the Department of Public Safety and its several Bureaus and Divisions for the year ending December 31st, 1935.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract to the lowest responsible bidder or bidders for Laundry Service and furnishing of all necessary Linens for the Department of Public Safety and its several Bureaus and Divisions for the year ending De-

cember 31, 1935, in accordance with the provisions of an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March A. D., 1901, and the various supplements and amendments thereto and the Ordinances of the City of Pittsburgh, in such cases made and provided, the cost thereof not to exceed the sum of \$3,750.00, and to be charged to the following Code Accounts, in accordance with the amounts herein specified, to-wit:—

To Code Account No. 1403,
Item B-Miscellaneous Services,
General Office, Department of
Public Safety, not to exceed
the sum of.....\$ 300.00

To Code Account No. 1413,
Item B-Miscellaneous Services,
General Office, Division of
Garage and Repair Shop, De-
partment of Public Safety, not
exceed the sum of..... 100.00

To Code Account No. 1447,
Item B-Miscellaneous Services,
Bureau of Police, Department
of Public Safety, not to exceed
the sum of..... 1,500.00

To Code Account No. 1463,
Item B-Miscellaneous Services,
Bureau of Fire, Department of
Public Safety, not to exceed
the sum of..... 1,850.00

Section 2. That any Ordinance or
part of Ordinance, conflicting with the
provisions of this Ordinance, be and
the same is hereby repealed, so far as
the same affects this Ordinance.

Passed January 28, 1935.

Approved February 5, 1935.

Ordinance Book 46, Page 346.

No. 21

AN ORDINANCE—Vacating Kelly
street, in the 12th Ward of the
City of Pittsburgh, from Fifth avenue
to Lambert street, as opened by Ordinance No. 520 approved October 15, 1908.

excepting and reserving therefrom.
Kelly street, 50.0 feet wide, as laid out
in the Finley Torrens Plan of Lots.

Section 1. Be it ordained and enacted
by the City of Pittsburgh, in Council
assembled, and it is hereby ordained and
enacted by the authority of the same, That
Kelly street, in the 12th Ward of the
City of Pittsburgh, from Fifth avenue
to Lambert street, as opened by Ordinance No. 520, approved October 15th, 1908 and recorded in Ordinance Book Volume 15 page 607 be and the same is hereby vacated, excepting and reserving therefrom, Kelly street 50.0 feet wide as laid out in the Finley-Torrens Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 12 page 137.

Section 2. That any Ordinance or
part of Ordinance, conflicting with the
provisions of this Ordinance, be and
the same is hereby repealed, so far as
the same affects this Ordinance.

Passed January 28, 1935.

Approved February 5, 1935.

Ordinance Book 46, Page 347.

No. 22

AN ORDINANCE—Amending Section
3 of Ordinance No. 116, approved
May 10, 1934, and recorded in Ordinance
Book Volume 45, Page 666, entitled
"An Ordinance authorizing and direct-
ing the grading, regrading, paving, re-
paving, curbing, recurbing, and other-
wise improving of Noblestown Road,
from a point 130 ft. west of Weaver
street, to a point 1092.76 ft. westwardly
therefrom, including the construction
of a sewer along the northerly side-
walk of Noblestown road to a point
near Weaver street, thence across the
roadway thereof, and along the south-
erly sidewalk thereof to a point about
160 ft. east of Weaver street, thence
on, over, across and through private
property of T. P. Hershberger to a
connection with the existing sewer on
said private property; authorizing the
Department of Highways of the Com-

monwealth of Pennsylvania, to advertise for and receive bids for the portion of the work for which the cost thereof is not to be borne by the said Department of Highways, to award a contract or contracts therefor, to supervise the performance of the work provided for by said contract, or contracts, providing that the proper officers of the City shall enter into a contract, or contracts, with the successful bidder or bidders, for the performance of said portion of the work, and providing that the cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby", by changing the cost of Nine Thousand (\$9,000.00) Dollars stipulated therein, to read Ten Thousand (\$10,000.00) Dollars.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That that portion of Section 3 of Ordinance No. 116, approved May 10th, 1934, and recorded in Ordinance Book Volume 45, page 666, entitled, "An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of Noblestown road, from a point 130 ft. west of Weaver street, to a point 1092.76 ft. westwardly therefrom, including the construction of a sewer along the northerly sidewalk of Noblestown road to a point near Weaver street, thence across the roadway thereof, and along the southerly sidewalk thereof to a point about 160 ft. east of Weaver street, thence on, over, across and through private property of T. P. Hershberger to a connection with the existing sewer on said private property; authorizing the Department of Highways of the Commonwealth of Pennsylvania, to advertise for and receive bids for the portion of the work for which the cost thereof is not borne by said Department of Highways, to award a contract, or contracts, therefor, to supervise the performance of work provided for by said contract, or contracts, providing that the proper officers of the City shall enter into a contract, or contracts, with the successful bidder or bidders, for the per-

formance of said portion of the work, and providing that the cost, damages, and expenses of the same shall be assessed against and collected from properties specially benefited thereby",

Which reads "Nine Thousand (\$9,000.00) Dollars," shall be amended to read "Ten Thousand and (\$10,000.00) Dollars".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 28, 1935.

Approved February 5, 1935.

Ordinance Book 46, Page 347.

No. 23

AN ORDINANCE—Amending a portion of Section 102, Department of Public Works, of Ordinance No. 376, entitled "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2nd, 1935.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portion of Section 102, Department of Public Works, of Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2nd, 1935, which reads as follows:—

Section 102.

Two Designing Draftsmen for one month \$200.00 each per month
One Transitman for one month \$135.00 per month

Shall be and the same is hereby amended to read:—

Two Designing Draftsmen for three

ember 31, 1935, in accordance with the provisions of an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March A. D., 1901, and the various supplements and amendments thereto and the Ordinances of the City of Pittsburgh, in such cases made and provided, the cost thereof not to exceed the sum of \$3,750.00, and to be charged to the following Code Accounts, in accordance with the amounts herein specified, to-wit;—

To Code Account No. 1403,
Item B-Miscellaneous Services,
General Office, Department of
Public Safety, not to exceed
the sum of.....\$ 300.00

To Code Account No. 1413,
Item B-Miscellaneous Services,
General Office, Division of
Garage and Repair Shop, De-
partment of Public Safety, not
exceed the sum of..... 100.00

To Code Account No. 1447,
Item B-Miscellaneous Services,
Bureau of Police, Department
of Public Safety, not to exceed
the sum of..... 1,500.00

To Code Account No. 1463,
Item B-Miscellaneous Services,
Bureau of Fire, Department of
Public Safety, not to exceed
the sum of..... 1,850.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 28, 1935.

Approved February 5, 1935.

Ordinance Book 46, Page 346.

No. 21

AN ORDINANCE—Vacating Kelly street, in the 12th Ward of the City of Pittsburgh, from Fifth avenue to Lambert street, as opened by Ordinance No. 520 approved October 15, 1908,

excepting and reserving therefrom Kelly street, 50.0 feet wide, as laid out in the Finley Torrens Plan of Lots.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Kelly street, in the 12th Ward of the City of Pittsburgh, from Fifth avenue to Lambert street, as opened by Ordinance No. 520, approved October 15th, 1908 and recorded in Ordinance Book Volume 15 page 607 be and the same is hereby vacated, excepting and reserving therefrom, Kelly street 50.0 feet wide as laid out in the Finley-Torrens Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 12 page 137.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 28, 1935.

Approved February 5, 1935.

Ordinance Book 46, Page 347.

No. 22

AN ORDINANCE—Amending Section 3 of Ordinance No. 116, approved May 10, 1934, and recorded in Ordinance Book Volume 45, Page 666, entitled "An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing, and otherwise improving of Noblestown Road, from a point 130 ft. west of Weaver street, to a point 1092.76 ft. westwardly therefrom, including the construction of a sewer along the northerly sidewalk of Noblestown road to a point near Weaver street, thence across the roadway thereof, and along the southerly sidewalk thereof to a point about 160 ft. east of Weaver street, thence on, over, across and through private property of T. P. Hershberger to a connection with the existing sewer on said private property; authorizing the Department of Highways of the Com-

monwealth of Pennsylvania, to advertise for and receive bids for the portion of the work for which the cost thereof is not to be borne by the said Department of Highways, to award a contract or contracts therefor, to supervise the performance of the work provided for by said contract, or contracts, providing that the proper officers of the City shall enter into a contract, or contracts, with the successful bidder or bidders, for the performance of said portion of the work, and providing that the cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby", by changing the cost of Nine Thousand (\$9,000.00) Dollars stipulated therein, to read Ten Thousand (\$10,000.00) Dollars.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* that portion of Section 3 of Ordinance No. 116, approved May 10th, 1934, and recorded in Ordinance Book Volume 45, page 666, entitled, "An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of Nobletown road, from a point 130 ft. west of Weaver street, to a point 1092.76 ft. westwardly therefrom, including the construction of a sewer along the northerly sidewalk of Nobletown road to a point near Weaver street, thence across the roadway thereof, and along the southerly sidewalk thereof to a point about 160 ft. east of Weaver street, thence on, over, across and through private property of T. P. Hershberger to a connection with the existing sewer on said private property; authorizing the Department of Highways of the Commonwealth of Pennsylvania, to advertise for and receive bids for the portion of the work for which the cost thereof is not borne by said Department of Highways, to award a contract, or contracts, therefor, to supervise the performance of work provided for by said contract, or contracts, providing that the proper officers of the City shall enter into a contract, or contracts, with the successful bidder or bidders, for the per-

formance of said portion of the work, and providing that the cost, damages, and expenses of the same shall be assessed against and collected from properties specially benefited thereby",

Which reads "Nine Thousand (\$9,000.00) Dollars," shall be amended to read "Ten Thousand (\$10,000.00) Dollars".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 28, 1935.

Approved February 5, 1935.

Ordinance Book 46, Page 347.

No. 23

AN ORDINANCE—Amending a portion of Section 102, Department of Public Works, of Ordinance No. 376, entitled "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2nd, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the portion of Section 102, Department of Public Works, of Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2nd, 1935, which reads as follows:—

Section 102.

Two Designing Draftsmen for one month	\$200.00 each per month
One Transitman for one month	\$135.00 per month

Shall be and the same is hereby amended to read:—

Two Designing Draftsmen for three

months \$200.00 each per month

One Transitman for three months
\$135.00 per month

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 4, 1935.

Approved February 7, 1935.

Ordinance Book 46, Page 348.

No. 24

AN ORDINANCE—Providing for the letting of a Contract or Contracts for furnishing Motorcycle Repairs for all Bureaus and Divisions in the Department of Public Safety, for the year ending December 31, 1935, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract or contracts to the lowest responsible bidder or bidders for furnishing Motorcycle Repairs for all Bureaus and Divisions in the Department of Public Safety, for the year ending December 31, 1935, the cost thereof not to exceed the sum of \$2500.00, in accordance with the provisions of an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March A. D., 1901, and the various supplements and amendments thereto and the Ordinances of the City of Pittsburgh, in such cases made and provided, and to be chargeable to and payable from Code Account No. 1416, Item E—Repairs, Division of Garage and Repair Shop, Department of Public Safety.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 4, 1935.

Approved February 7, 1935.

Ordinance Book 46, Page 349.

No. 25

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Filing Cases for the Bureau of Water and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of Filing Cases for the Bureau of Water at a cost not to exceed the sum of Seven Hundred Fifty Dollars (\$750.00), in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1788-F, Equipment, Bureau of Water.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 4, 1935.

Approved February 7, 1935.

Ordinance Book 46, Page 350.

No. 26

AN ORDINANCE—Creating and establishing additional positions in the Bureau of Recreation, Department of Public Works, and fixing the compensation therefor.

WHEREAS, The Playground and Vacation School Association of Allegheny, Inc., commonly called the "North Side Playground Association," has relinquished jurisdiction and supervision of the operation of the playgrounds and recreational facilities on the North Side of the City of Pittsburgh; and

WHEREAS, These activities will hereafter be under the jurisdiction and supervision of the Bureau of Recreation, necessitating additional positions: Therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from and after the passage and approval of this ordinance, there is hereby created and established in the Bureau of Recreation, Department of Public Works, the following additional positions at the salary herein fixed:

- | | |
|---|--------------------------|
| 1 Stenographer, Six months, | \$600.00 per annum |
| 3 Caretakers | \$1,430.00 ea. per annum |
| 1 Playground Director, Female | \$1,900.00 per annum |
| 32 Recreation Leaders, Female | \$4.40 ea. per day |
| Recreation Leaders, Female, 735 days | \$4.40 ea. per day |
| Sewing Instructors, Female, 375 days | \$4.40 ea. per day |
| 1 Playground Director, Male | \$1,900.00 per annum |
| 13 Recreation Leaders, Male | \$4.40 ea. per day |
| Recreation Leaders, Male, 420 days | \$4.40 ea. per day |
| Manual Training Instructors, Male, 378 days | \$4.40 ea. per day |
| 13 Swimming Guards | \$4.40 ea. per day |
| Laborers, as needed | \$4.00 ea. per day |
| 4 Matrons, as needed | \$3.30 ea. per day |

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far

as the same affects this Ordinance.

Passed February 4, 1935.

Approved February 7, 1935.

Ordinance Book 46, Page 350.

No. 27

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Joseph Dingfelder in the sum of \$400.00; John L. Curley-\$160.00; John Tooel-\$280.00 and Joseph S. Larkin-\$300.00, in payment for services rendered without previous authority of law;—

WHEREAS, Joseph Dingfelder, Draftsman, has rendered services for a period of 10 weeks from October 15 to December 22nd, 1934, preparing plans and tabulating materials for plumbing and electrical work under Project No. 02-B4-1241 (Rehabilitation of Fire and Police Buildings); and

WHEREAS, Mr. Dingfelder has not since been employed by the F. E. R. A. and has not been reimbursed for his services; NOW, THEREFORE,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of Joseph Dingfelder in the amount of \$400.00 for services rendered for ten weeks from October 15th to December 22nd, 1934, at \$40.00 per week; John L. Curley, in the sum of \$160.00 for four weeks service at the rate of \$40.00 per week; John Tooel, in the sum of \$280.00 for seven weeks service at the rate of \$40.00 per week; Joseph S. Larkin, in the sum of \$300.00 for six weeks service at the rate of \$50.00 per week, and charge the same to Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 4, 1935.

Approved February 7, 1935.

Ordinance Book 46, Page 351.

No. 28

A N ORDINANCE—Authorizing and directing the Mayor to issue and the City Controller to countersign warrants for salaries for employes of Traffic Court from November 5th to December 31st, 1934.

WHEREAS, Ordinance No. 305 which became a law on November 5th, 1934, transferred certain positions in Traffic Court to the Department of City Controller, and

WHEREAS, under the authority of

Harry Eigenrauch	11/5 to 11/10/34	\$ 27.48
Angeline Eigenrauch	" " "	27.48
Regis F. Gallagher	" " "	27.48
Frank Ventura	" " "	27.48
Michael Grieco	" " "	22.02
Pollyann Pruger	11/5 to 11/15/34	40.37
Grace Mangan	" " "	40.37
H. S. Eichelman	" " "	40.37
J. H. Tritschler	11/10 " 12/31/34	210.75
Etta Weible	" " "	233.73
Harrison Taylor	" " "	233.73
Frank Ventura	" " "	206.25
Pollyann Pruger	" " "	165.00
Grace Mangan	" " "	165.00
H. S. Eichelman	" " "	165.00
Ella Donics	" " "	186.96

In full payment for services rendered at Traffic Court for the periods as above enumerated and charge same to Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 28, 1935.

Pittsburgh, February 9, 1935.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on January 29th, 1935, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon it became a law without his approval under the provisions of the Act of Assembly in such cases made and provided.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 352.

said ordinance the Controller made appointments to the positions and

WHEREAS, the Civil Service Commission refused to certify the payrolls therefore the employes could not be paid, NowTherefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants as follows—

No. 29

A N ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to make application to the Emergency Relief Administration of Allegheny County, Pennsylvania, Work Division, for approval of a project for the improvements and additions to the Highland Park Zoological Gardens of the City of Pittsburgh.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to make applications to the Emergency Relief Administration of Allegheny County, Pennsylvania, Work Division, or such Authority as may be constituted in their place, for improvements and additions to the Highland Park Zoological Gardens of the City of Pittsburgh, said application to be on the basis that the Emergency Relief Ad-

ministration of Allegheny County, Pennsylvania, Work Division, will furnish all labor and superintendence, and the City of Pittsburgh will pay for materials, tools, rental of equipment, engineering supervision, and miscellaneous and other necessary expenses. Said application shall be made on the basis that the City's contribution to the share of the cost of this project shall not exceed the sum of \$71,750.00.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 28, 1935.

Pittsburgh, February 9, 1935.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on January 29th, 1935, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon it became a law without his approval under the provisions of the Act of Assembly in such cases made and provided.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 353.

No. 30

AN ORDINANCE—Creating and establishing the position of Investigator in the office of the City Clerk, and fixing the compensation therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from and after the passage of this ordinance there is hereby created and established in the office of the City Clerk a position to be known as "Investigator", and fixing his salary at \$1,650.00 per annum, for the purpose of making such investigations and reports as may be ordered by Council and perform such other duties as may be assigned to him by the City Clerk, said employment to be limited to a period of three months.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 28, 1935.

Pittsburgh, Pa., February 13th, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 13th day of February, 1935.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 353.

No. 31

AN ORDINANCE—Appropriating and setting aside \$20,000.00 from Bond Fund No. 293, Street Improvement Bonds, 1928, for the payment of Engineering Expenses incurred by the Department of Public Works in carrying out the projects for which the costs thereof are made chargeable against said Bond Fund No. 293.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of TWENTY THOUSAND (\$20,000.00) DOLLARS, or so much thereof as may be necessary, is hereby appropriated and set aside from Bond Fund No. 293, Street Improvement Bonds, 1928, for the payment of Engineering Expenses incurred by the Department of Public Works in carrying out the projects for which the costs thereof are made chargeable against said Bond Fund No. 293.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 11, 1935.

Approved February 16, 1935.

Ordinance Book 46, Page 354.

No. 32

AN ORDINANCE—Appropriating the sum of Fourteen Thousand (\$14,000.00) Dollars from Public Work Relief Bonds, 1933, Series "C", Code Account 118, which bonds were authorized by Ordinance No. 284, approved December 5th, 1933, for the rental of office and

warehouse space, for the purchase of supplies and materials, for the purchase or rental of engineering equipment, for the payment of miscellaneous services for engineering, planning and research projects, for the payment of automobile transportation, and for the payment of engineering expenses on projects carried out as Unemployment Relief Projects in the Department of Public Works.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of Fourteen Thousand (\$14,000.00) Dollars arising from the sale of Public Work Relief Bonds, 1933, Series "C", Code Account 118, which bonds were authorized by Ordinance No. 284 approved December 5th, 1933, or so much thereof as may be necessary, shall be and the same are hereby set apart and appropriated for the payment of the rental of office and warehouse space, for the purchase of supplies and materials for the purchase or rental of engineering equipment, for the payment of miscellaneous services for engineering, planning and research projects, for the payment of automobile transportation, and for the payment of engineering expenses on projects carried out as Unemployment Relief Projects in the Department of Public Works, in the amounts hereinbelow set forth:

	Amount	Code Acct.
Item 1.		
For the rental of office and warehouse space, for the purchase of supplies and materials, for the purchase or rental of engineering equipment, and for the payment of miscellaneous services for engineering, planning and research projects carried out as Unempl. Relief projects	\$10,000.00	118-7
Item 2.		
For the payment of automobile		

transportation for engineers, overseers and others employed in the supervision of Unempl. Relief Projects

Amount Code Acct.

\$ 1,000.00 118-10

Item 3.

For salaries and wages for the making of surveys and the preparation of plans and estimates on projects carried out as Unempl. Relief Projects

\$ 3,000.00 118-7A

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 11, 1935.

Approved February 16, 1935.

Ordinance Book 46, Page 354.

No. 33

AN ORDINANCE—Amending portions of Section 9, Department of Law, of an Ordinance, entitled "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved January 2, 1935.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of Section 9, Department of Law, of an Ordinance, entitled "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation, thereof," approved January 2, 1935, which reads as follows:

"Five Assistant City Solicitors _____
\$2,500.00 each per annum",
shall be and the same is hereby amended to read:

"Two Assistant City Solicitors _____
\$2,750.00 each per annum
Four Assistant City Solicitors _____
\$2,500.00 each per annum."

Section 2. That Section 9 of said Ordinance shall be and the same is amended further by the elimination of the item:

"Supervising Clerk
\$3,000.00 per annum."

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 11, 1935

Approved February 16, 1935.

Ordinance Book 46, Page 355.

No. 34

AN ORDINANCE—Amending and supplementing Section 92 Bureau of Parks of an ordinance entitled "An Ordinance fixing the number of officers and Employees of all Departments of the City of Pittsburgh and the rate of compensation thereof", approved January 2, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Section 92, Bureau of Parks of an Ordinance entitled, "An Ordinance fixing the number of Officers and Employees of all Departments of the City of Pittsburgh and the rate of compensation thereof", approved January 2, 1935, shall be and the same is hereby amended and supplemented as follows:

Section 92, items which read

Supervisor,	\$3,000.00 per annum
Forester,	\$1,750.00 " "

Be amended to read

Supervisor,	\$3,600.00 per annum
Forester,	\$2,000.00 " "

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 11, 1935.

Approved February 16, 1935.

Ordinance Book 46, Page 356.

No. 35

AN ORDINANCE—Providing for the appointment and employment of One Temporary Laborer in the Department of Public Safety, and fixing the wages therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Director of the Department of Public Safety shall be and he is hereby authorized, empowered and directed to appoint and employ One (1) Temporary Laborer in the Department of Public Safety at a wage of \$4.00 per day.

Section 2. That the wages for such temporary Laborer for such time as he may be employed shall be paid from Code Account No. 118—14, Department of Public Safety, in an amount not to exceed \$288.00.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 11, 1935.

Approved February 16, 1935.

Ordinance Book 46, Page 357.

No. 36

AN ORDINANCE—Creating certain temporary positions in the Department of Public Works, fixing the rate of compensation therefor, and providing for the payment of salaries thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there shall be and is hereby created the following temporary positions in the Department of Public Works:

4 Designing Draftsmen	
.....	\$200.00 each per month
4 Draftsmen	
.....	\$150.00 each per month

Section 2. The services of employees filling such positions shall be limited to a period not exceeding five (5)

months after the approval of this ordinance, and shall be assignable to various Divisions of the Department of Public Works as may be deemed necessary by the Director of the Department of Public Works, and the salaries therefor shall be and the same are hereby made payable from Bond Fund No. 122, General Improvement Bonds, 1934, and Bond Fund No. 293, Street Bonds, 1928, which have been or may be, from time to time, appropriated for the payment of salaries of employees in the respective Divisions in which their services are employed.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 11, 1935.

Approved February 16, 1935.

Ordinance Book 46, Page 357.

No. 37

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of One ½ Ton Pick-up Truck for Frick Park and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of One ½ Ton Pick-Up Truck at a cost not to exceed the sum of Five Hundred (\$500.00) Dollars and to include a trade-in of an old Dodge 1929 Truck, for Frick Park, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be charge-*

able to and payable from Code Account F-Equipment Frick Park Trust Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 11, 1935.

Approved February 16, 1935.

Ordinance Book 46, Page 358.

No. 38

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Safety to advertise for proposals and to award a contract or contracts for the furnishing of labor, materials and/or services necessary for the maintenance, repair and operation of the buildings, structures, equipment, tools and other property and their appurtenances of the City of Pittsburgh in the custody of the Department of Public Safety, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidders for the furnishing of labor, materials and/or services necessary for cell, lock and key repairs, ornamental iron and structural steel repairs, roof repairs, electrical repairs, plastering repairs, boiler repairs, brick work, elevator repairs, and any other proper and necessary services required to be employed for the use and advantage of the City of Pittsburgh, in the maintenance, repair and operation of the buildings, structures, equipment, tools and other property and appurtenances of the City of Pittsburgh, in the custody of the Department of Public Safety, and to enter into contracts with the successful bidders for the furnishing of the*

same in accordance with the laws and ordinances governing said City.

Section 2. That the costs thereof shall be and the same are hereby made payable from the funds appropriated for Miscellaneous Services and for Repairs, (whichever may be proper to the character of the contract), in various accounts but all under the Department of Public Safety, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants draw on said funds in payment of the same.

Section 3. The authority herein granted is for the the year ending December 31st, 1935, and the total costs of the contracts hereby authorized, during said period shall not exceed the sum of \$8,400.00.

Section 4. That any Ordinances or part of Ordinances, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 11, 1935.

Approved February 16, 1935.

Ordinance Book 46, Page 358.

No. 39

AN ORDINANCE—Granting permission to the Keystone Box Company, a Corporation, to construct, maintain and operate a switch track on a portion of 28th Street and across Mulberry way at 28th Street, in the 6th Ward of the City of Pittsburgh, Pa.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Keystone Box Company, a corporation, is hereby authorized to construct, maintain and operate a switch track on a portion of 28th Street and across Mulberry way at 28th Street, as shown on a certain plan marked Accession No. 423, Folder B, dated January 28, 1935, and on file in the office of the Division of Public Utilities, Highway and Sewers, Depart-

ment of Public Works, City of Pittsburgh, bounded and described as follows:

Beginning at a point on the curve of the west bound track of the Conemaugh Division of the Pennsylvania Railroad at 28th Street, at point located at a distance of 103 feet from the southwesterly corner of Smallman street on the building line and said point being distant from the building line of 28th Street in a northeasterly direction 16 feet, which point is the track intersection or starting point of said siding, thence by the tangent of said curve 10 feet to a point of curve, thence deflecting by the arc of a circle with a radius of 245.15 feet and having a central angle of 23° 32'-00" in a southeasterly direction for the distance of 36 feet to the southwesterly intersection of the building lines of Mulberry way and 28th Street.

Section 2. The said Corporation prior to the construction of the switch track shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans showing location of all surface and subsurface structures in detail for the construction of said switch track and the plans for repaving and of the construction thereof shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over city streets, and to the ordinances of the City of Pittsburgh relating thereto and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of a switch track on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, or special re-inforcement of paving, repair of sewers, water lines, and other surface and sub-surface structures which may be in any

way damaged or disturbed by reason of the construction, maintenance, and use of said switch track. All of the said work, including the repaving of the street damaged shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh without liability, reserves the right to cause the removal of the said siding upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Keystone Box Company, a corporation, its successors and assigns, to that effect and that the said grantee shall, when so notified, at the expiration of the said six months, forthwith, remove the said switch track and replace the street to its original condition at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the streets and subsurface structures therein, by reason of the construction, maintenance, and use of the said switch track and it is a condition of this grant that the City of Pittsburgh assumes no liability to either person or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within sixty (60) days after its passage and approval, the Keystone Box Company shall file with the City Controller its certificate of acceptance and the provisions thereof, said certificate to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, and in particular Ordinance No. 3 approved January 10-1935, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 11, 1935.

Approved February 16, 1935.

- Ordinance Book 46, Page 359.

No. 40

A N ORDINANCE—Granting unto the Keystone Box Company of Pittsburgh, its successors and assigns, the right to construct, maintain, and use an overhead passageway or bridge over and across Mulberry way between the Keystone Box Company's present building and its proposed warehouse, subject to the terms and conditions herein set forth.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Keystone Box Company, a Pennsylvania Corporation, its successors and assigns be and it is hereby given the right and authority, at its own cost and expense to construct, maintain, and use an overhead passageway or bridge over and across Mulberry way between the present main building of the Keystone Box Company on 28th Street and its proposed warehouse, fronting on Penn avenue; the said bridge or passageway to connect with the second and third floors of its main building and the second and third floors of its proposed warehouse, and to be constructed in accordance with the plans and designs approved by the Department of Public Works. The location of this passageway or bridge shall be approximately 53 feet 4 inches from 28th Street with a clearance of 17 feet from the grade of Mulberry way to be built 9 feet 4 inches wide and 24 feet long, the width of Mulberry way.

The said passageway or bridge shall be constructed in accordance with the provisions of this Ordinance and in accordance with the plan hereto attached and identified as Accession No. B-420, Folder "B" in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled "Proposed passageway or bridge over and across Mulberry way for the Keystone

Box Company of Pittsburgh, 6th Ward, Pittsburgh, Pa."

Section 2. The said Keystone Box Company shall, prior to the construction of the said passageway or bridge, submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans in triplicate, showing location and all details of the construction of said passageway or bridge, and no work shall be commenced thereon until the said plans have been approved by the Director of Public Works, who shall have the right at all times to inspect and supervise the said construction, operation and maintenance.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City Streets and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance, and use of passageway or bridge across City streets and which may provide for compensation for the use thereof.

Section 4. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of said overhead passageway or bridge upon giving six months' notice thereof through the proper officers of the City, pursuant to resolution or Ordinance of Council, and that the said grantee when so notified, shall, at the expiration of the said six months, forthwith, remove the said passageway or bridge and make the said buildings safe and in their own original condition.

Section 5. The said grantee shall be responsible for and shall assume any liability whatsoever either of the said grantee or of the City of Pittsburgh for damages to persons or property by reason of the construction, maintenance and the use of the said overhead passageway or bridge, and it is a condition of this grant that the City of Pittsburgh assumes no liability to

either person or property on account of this grant.

Section 6. The foregoing rights and privileges are granted subject to all foregoing condition and to the further condition that this ordinance shall become null and void unless within thirty (30) days after the passage and approval of the Ordinance, the said Keystone Box Company of Pittsburgh, shall file with the City Controller its certificate of acceptance of this Ordinance duly executed.

Section 7. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance and in particular Ordinance No. 4 approved January 10, 1935, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 11, 1935.

Approved February 16, 1935.

Ordinance Book 46, Page 361.

No. 41

AN ORDINANCE—Creating certain temporary positions in the Department of City Planning, for the calendar year 1935, fixing the rate of compensation therefor, and providing for the payment of salaries thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following temporary positions in the Department of City Planning shall be and the same are hereby created and established at the rates hereby prescribed for the calendar year 1935 and the Department of City Planning is hereby authorized to fill such temporary positions from among the unemployed in the manner prescribed by law:

1	Geodetic & Topographic Supervisor	\$275.00 per month
4	Topographers	185.00 each per month
2	Traversemen	185.00 each per month
1	Computer	175 per month
1	Topographic Draftsman	154.16 per month

1 Assistant
 Computer 145 per month
 6 Recorders 145 each per month
 1 Transitman 137.50 per month
 8 Rodmen 126.66 each per month
 6 Chainmen 121.66 each per month
 1 Stenographer 110.00 per month

Section 2. That the cost of the services of said temporary employees shall be chargeable to and payable from the appropriation made by Ordinance No. 306, approved November 13, 1934.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 4, 1935.

Pittsburgh, February 18th, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 18th day of February, 1935.

ROBT. CLARK,
 Clerk of Council.

Ordinance Book 46, Page 362.

No. 42

AN ORDINANCE—Authorizing the issuance of a warrant to the Batavia Times Publishing Company, in the sum of \$736.38 for the cost of printing briefs and records in cases involving the city of Pittsburgh, appealed to the Superior and Supreme Courts in 1934.

WHEREAS, The total cost of printing said briefs and records exceeded the sum of Five Hundred Dollars, therefore necessitating the enactment of legislation to authorize payment of the service rendered; and

WHEREAS, Under the provisions of the act of May 23, 1874, known as "The Wallace Act," the City of Pittsburgh is authorized to direct payment of any claim against the City, without previous authorization by law, where the City has received the benefit of the same; Now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and

enacted by the authority of the same, That the Mayor be, and he is hereby, authorized and directed to issue, and the City Controller to countersign, a warrant in favor of THE BATAVIA TIMES PUBLISHING COMPANY in the sum of Seven Hundred Thirty-six and 38/100 Dollars, the same to be chargeable to and payable from Code Account 1078—Supplies and Printing—Department of Law.

Section 2. That the amount of the payment authorized in Section 1, hereof, namely Seven Hundred Thirty-six and thirty-eight one hundredths (\$736.38) Dollars, is in payment of the cost of printing briefs and records in the case of the City of Pittsburgh vs Westinghouse Airbrake Company which was appealed to the Supreme Court of Pennsylvania.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Approved February 26, 1935.

Ordinance Book 46, Page 363.

No. 43

AN ORDINANCE—Amending Section 1 and the title of an Ordinance entitled, "An Ordinance appropriating from the proceeds of the sale of bonds known as Mayview City Home and Hospital Improvement Bonds 1931 Series "A" the sum of \$3,000.00 and from the proceeds of the sale of bonds known as Mayview City Home and Hospital Improvement Bonds 1931 Series "B" the sum of \$2,000.00 for the payment of the cost of printing, engineering supplies and incidental expenses in connection with the improvements at Mayview City Home and Hospitals", approved November 22, 1934.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 1, of an ordinance entitled, "An Ordinance appropriating from the proceeds of the sale of bonds known as

Mayview City Home and Hospital Improvement Bonds 1934 Series "A" the sum of \$3,000.00 and from the proceeds of the sale of bonds known as Mayview City Home and Hospital Improvement Bonds 1934 Series "B" the sum of \$2,000.00 for the payment of the cost of printing, engineering supplies and incidental expenses in connection with the improvements at Mayview City Home and Hospital", approved November 22, 1934, shall be and the same is hereby amended to read as follows:—

"That from the proceeds arising from the sale of bonds known as Mayview City Home and Hospital Improvement Bonds 1934 Series "B" the sum of \$2,000.00 shall be and the same is hereby set apart and appropriated for the payment of the cost of printing, engineering supplies and incidental expenses in connection with the improvements at Mayview City Home and Hospital, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of the expenditures hereby authorized."

That the title of the above ordinance shall be and the same is hereby amended to read as follows:—

"An Ordinance appropriating from the proceeds of the sale of bonds known as Mayview City Home and Hospital Improvement Bonds 1934 Series "B" the sum of \$2,000.00 for the payment of the cost of printing, engineering supplies and incidental expenses in connection with the improvements at Mayview City Home and Hospital".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Approved February 26, 1935.

Ordinance Book 46, Page 364.

No. 44

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into a lease with the Ninth Ward Democratic Club for the premises known as old No. 5 Police Station, situate in the Ninth ward of the City of Pittsburgh, and fixing the terms and rental thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, shall be and they are hereby authorized to enter into a lease with the Ninth Ward Democratic Club for the premises known as old No. 5 Police Station, situate in the Ninth Ward of the City of Pittsburgh.*

Said lease shall be for a period of five (5) years, at an annual rental of \$900.00, payable at the rate of \$75.00 monthly in advance.

Section 2. Said lease shall contain such other terms and provisions as shall be prescribed and approved by the City Solicitor, including specifically the clause that if at any time the City of Pittsburgh deems it necessary to occupy said premises, the lessee shall, upon ninety (90) days' notice in writing from the Director of the Department of Public Works, vacate said premises.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance, and especially Ordinance No. 160, Series of 1934, approved June 8, 1934.

Passed February 18, 1935.

Approved February 26, 1935.

Ordinance Book 46, Page 365.

No. 45

A N ORDINANCE— Authorizing the proper officers of the City of Pittsburgh to purchase from the heir or heirs of Cecelia Weber a certain lot or piece of ground situate in the Sixteenth ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, and providing for the payment of same.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the proper officers of the City of Pittsburgh shall be and they are hereby authorized and directed to purchase from the heir or heirs of Cecelia Weber a certain lot or pieces of ground situate in the Sixteenth ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, more fully described as follows:*

BEGINNING on the southerly line of Arlington avenue, at the dividing line between Lot No. 5 and Lot No. 6 of the William Waite, Esq., Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book, Vol. 6, Page 285, said place of beginning being 239.81 feet westwardly, along the southerly line of Arlington avenue, from the westerly line of Spring street; thence extending southwardly, along the dividing line between the above mentioned lots, 209.04 feet to the northerly line of Waite street; thence westwardly, along the northerly line of Waite street, 25.0 feet to the dividing line between Lot No. 4 and Lot No. 5 of the said Plan of Lots; thence northwardly, along the dividing line between said Lots No. 4 and No. 5, 205.31 feet to the southerly line of Arlington avenue; thence eastwardly, along the southerly line of Arlington avenue, 25.28 feet to the place of beginning.

Being all of Lot No. 5 in the said William Waite, Esq., Plan of Lots, and being a portion of the property conveyed by William Waite and Emma Waite, his wife, to Cecelia Weber, by deed dated July

26, 1887, and recorded in the Recorder's Office of Allegheny County in Deed Book, Vol. 598, Page 67.

Section 2. Upon the execution and delivery of a General Warranty Deed, approved by the City Solicitor, from the heir or heirs of Cecelia Weber, conveying title in fee simple, free and clear of all encumbrances, to the property described in Section 1 of this Ordinance, the Mayor shall be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the heir or heirs of Cecelia Weber in the sum of Seventeen hundred fifty and no/100 (\$1750.00) Dollars, and charge the same to Code Account No. 42 Contingent Fund.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Approved February 26, 1935.

Ordinance Book 46, Page 365.

No. 46

A N ORDINANCE— Authorizing the execution of an Agreement with the Pennsylvania Railroad Company for a license for a 30" diameter sewer across the right of way of said Railroad Company opposite the intersection of Lyric street and Montezuma street in the Twelfth ward of the City of Pittsburgh, Pennsylvania.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, are hereby authorized and directed to execute and deliver an Agreement with the Pennsylvania Railroad Company, in form approved by the City Solicitor and subject to the approval of the Finance Committee of Council of the City of Pittsburgh, for a license to the City to construct and maintain a 30" diam-*

eter sewer across the right of way of said Railroad Company at a point opposite the intersection of Lyric street and Montezuma street, in the Twelfth ward of the City of Pittsburgh, Pennsylvania.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Approved February 26, 1935.

Ordinance Book 46, Page 366.

No. 47

AN ORDINANCE—Authorizing the execution of an Agreement with the Pittsburgh and West Virginia Railway Company for a license for an 8' diameter sewer across the right of way of said Railway at a point opposite Timberland avenue in the Nineteenth ward of the City of Pittsburgh, Pennsylvania.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, are hereby authorized and directed to execute and deliver an Agreement with the Pittsburgh and West Virginia Railway Company, in form approved by the City Solicitor and subject to the approval of the Finance Committee of Council of the City of Pittsburgh, for a license to the City to construct and maintain an 8" diameter sewer across the right of way of said Railway Company at a point opposite Timberland avenue, in the Nineteenth ward of the City of Pittsburgh, Pennsylvania.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Approved February 26, 1935.

Ordinance Book 46, Page 367.

No. 48

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Three (3) Park Special Mowers with appurtenances for the Bureau of Parks and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of Three (3) Park Special Mowers at a cost not to exceed the sum of Twelve Hundred (\$1200.00) Dollars for the Bureau of Parks, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1803-F, Equipment, Bureau of Parks.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Approved February 26, 1935.

Ordinance Book 46, Page 367.

No. 49

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for re-sheeting and painting the Asphalt Plant at Dallas avenue

and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for re-sheeting and painting the Asphalt Plant at Dallas avenue, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.*

Section 2. That for the payment of the cost thereof, the sum of Two Thousand (\$2,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account 1662-G, Structural Improvements, Asphalt Plant, Bureau of Highways and Sewers, and the Mayor is hereby authorized and directed to issue and the Controller to countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Approved February 26, 1935.

Ordinance Book 46, Page 368.

No. 50

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Hospital Record Room Equipment, Furniture and Fixtures and Fire Hose, Reducers and Nozzles for the Pittsburgh City Home & Hospitals at Mayview, Pa. and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of Hospital Record Room Equipment at a cost not to exceed the sum of Nine Hundred (\$900.00) Dollars, for Furniture and Fixtures at a cost not to exceed the sum of Fourteen Hundred (\$1400.00) Dollars, and for Fire Hose, Reducers and Nozzles at a cost not to exceed the sum of Twenty-eight Hundred Fifty (\$2850.00) Dollars for the Pittsburgh City Home & Hospitals at Mayview, Pa., in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amounts set forth above to be chargeable to and payable from Code Account No. 1337-F, Equipment, Department of Public Welfare.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Approved February 26, 1935.

Ordinance Book 46, Page 369.

No. 51

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts, for the construction of a relief sewer on Said street, private property of the Cleveland and Pittsburgh Railroad Company and Preble avenue, from the existing sewer on Westmar street at Said street to the existing sewer crossing Preble avenue north of Island avenue, includ-

ing as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of Four Thousand (\$4,000.00) Dollars from Code Account 1554-E, Sewer Repair Schedule, for the payment on the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works, shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a relief sewer on Said street, private property of the Cleveland and Pittsburgh Railroad Company and Preble avenue, from the existing sewer on Westmar street at Said street to the existing sewer crossing Preble avenue north of Island avenue, including as may be necessary, the excavation of exploratory test holes.*

Commencing at the existing sewer on Westmar street at Said street; thence westwardly along Said street to the private property of the Cleveland and Pittsburgh Railroad Company; thence continuing westwardly on, over, across and through the private property of the Cleveland and Pittsburgh Railroad Company to Preble avenue; thence continuing westwardly across Preble avenue to the existing sewer crossing Preble avenue north of Island avenue. Said sewer to be 20 inches in diameter and to be constructed in accordance with Plan Accession No. D-5261, on file in the Bureau of Engineering, Department of Public Works.

Section 2. That for the payment of the cost thereof, the sum of Four Thousand (\$4,000.00) Dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from Code Account 1554-E, Sewer Repair Schedule, and that the Mayor is hereby authorized and directed to issue, and the Controller, to countersign, warrants drawn on said funds for the payment of the cost of said work.

Section 3. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Approved February 26, 1935.

Ordinance Book 46, Page 369.

No. 52

AN ORDINANCE—Supplementing Section 1 of Ordinance No. 721, Series 1928, entitled, "An Ordinance designating certain streets and parts of streets in the City of Pittsburgh as Through Traffic Streets, providing regulations in connection therewith, conferring certain powers upon the Bureau of Traffic Planning and providing penalties for the violation thereof," approved November 9, 1928, by adding to the list of streets named therein, Bennett street, beginning with the westerly side of Dallas avenue and ending with Frankstown avenue at its easterly intersection with Bennett street, and Frankstown avenue, beginning with its easterly intersection with Bennett street and ending with the City Line.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 1 of Ordinance No. 721, Series 1928, entitled, "An Ordinance designating certain streets and parts of streets in the City of Pittsburgh as Through Traffic Streets, providing regulations in connection therewith, conferring certain powers upon the Bureau of Traffic Planning and providing penalties for the violation thereof," approved November 9, 1928, which Section 1 has the following heading:*

"Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from and after the passage of this ordinance, the following streets and parts of streets shall be and the same are hereby declared to constitute Through Traffic Streets for the purpose of this ordinance:*"

shall be and the same is hereby supplemented by adding at the end thereof the following:

Bennett street, beginning with the westerly side of Dallas avenue and ending with Frankstown avenue at its easterly intersection with Bennett street.

Frankstown avenue, beginning with its easterly intersection with Bennett street and ending with the City Line.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Approved February 26, 1935.

Ordinance Book 46, Page 370.

No. 53

AN ORDINANCE—Amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, by changing the Zone Map, Sheet Z—O—O, so as to change from a "B" Residence Use and Second Area District to a Commercial Use and Third Area District all that certain property fronting on the southerly side of Warrington avenue West between Laverne and Montooth streets, preserving a uniform depth of 90.00 feet.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, and recorded in Ordinance Book, Vol. 34, Page 556, shall be and the same is hereby amended by changing the Zone Map, Sheet Z—O—O, so as to change from a "B" Residence Use (U-5) and Second Area (A-2) District to a Commercial Use (U-3) and Third Area (A-3) District all that certain property fronting on the southerly side of Warrington avenue West between Laverne and Montooth streets, preserving a uniform depth of 90.00 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Approved February 26, 1935.

Ordinance Book 46, Page 371.

No. 54

AN ORDINANCE—Amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection

with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, by changing the Zone Map, Sheet Z—N10—O, so as to change from an "A" Residence Use District to a Commercial Use District all that certain property at the northeasterly corner of Allegheny and Ridge avenue, having a frontage of 143.00 feet on Allegheny avenue and 51.83 feet on Ridge avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, and recorded in Ordinance Book, Vol. 34, page 556, shall be and the same is hereby amended by changing the Zone Map, Sheet Z—N10—O, so as to change from an "A" Residence Use (U-4) District to a Commercial Use (U-3) District all that certain property at the northeasterly corner of Allegheny and Ridge avenues, having a frontage of 143.00 feet on Allegheny avenue and 51.83 feet on Ridge avenue.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Approved February 26, 1935.

Ordinance Book 46, Page 372.

No. 55

AN ORDINANCE—Setting aside and appropriating the sum of \$102,108.59 from Bond Fund 122—General Improvement Bonds 1934, for the purpose of providing funds for the payment of balance due the Duquesne Light Company for construction of Brilliant Pumping Station.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$102,108.59 shall be and is hereby set apart and appropriated from Bond Fund 122—General Improvement Bonds, 1934, for the payment of the balance due the Duquesne Light Company as of March 11, 1935, for the construction of Brilliant Pumping Station, and the Mayor is hereby authorized to countersign a warrant for said amount in payment of said balance.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Approved March 1, 1935.

Ordinance Book 46, Page 373.

No. 56

AN ORDINANCE— Authorizing the proper officers of the City of Pittsburgh to enter into leases with C. C. McKallip Company, Fidelity Trust Company, Cambridge Realty Company, Earl B. Burke, Lloyd Real Estate Company, George Brothers, Grugan and Lascher, Reliance Realty Company and the Board of Extension-United Presbyterian Church of America, for the rent of buildings to be used by the Allegheny County Emergency Relief Board for the year 1935, and providing for the leasing of additional quarters should any change in location be required and for the payment thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the proper officers of the City of Pittsburgh be and they are hereby author-

ized to enter into leases for rent of certain buildings for relief activities of the Allegheny County Emergency Relief Board for the year 1935, as follows:

C. C. McKallip Company	317-21	Penn avenue	\$ 12,000.00
Fidelity Trust Company		Ferry & Water streets	600.00
Cambridge Realty Company	201-209	Shady avenue	2,623.00
Earl B. Burke	4912	Second avenue	50.00
Fidelity Trust Company	109-111	Wood street	270.00
Lloyd Real Estate Company	418	Lincoln avenue	340.00
George Brothers	1945	Fifth avenue	2,400.00
Grugan & Lascher	816	Ridge avenue	1,200.00
Reliance Realty Company	409	Chestnut street	45.00
Board of Extension United Presbyterian Church of America		Locust & Van Braam streets	225.00

Section 2. Should the activities of the said Allegheny County Emergency Relief Board require additional quarters, or should they be required to change their location, permission is hereby granted the proper officers of the City of Pittsburgh to enter into such respective leases, limited to the appropriation set up for this activity.

Section 3. That the payment of the rent for said leases shall be chargeable

to and payable from Code Account No. 80, Rent, Emergency Relief Board.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Approved March 1, 1935.

Ordinance Book 46, Page 373.

No. 57

AN ORDINANCE—Authorizing the issuing of warrants for salaries and wages for employees who were formerly under the North Side Playground Association and since transferred to the Bureau of Recreation.

WHEREAS, Ordinance No. 10, Series 1935, Approved January 15th, 1935, transferred the activities of the North Side Playground Association to the Department of Public Works, Bureau of Recreation, and,

WHEREAS, A number of employees have not received their pay for services

performed while employed under said North Side Playground Association. THEREFORE,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants for salaries and wages of employees formerly under the North Side Playground Association and since transferred to the Bureau of Recreation, from January 1st to February 14th, 1935, inclusive, as follows:—

CODE ACCT. NO. 1900—SAL. REG. EMP.—GROUNDS & BLDGS.

William Behring	1½ Months	\$ 116.71.
H. Grumken	1½ Months	130.44.
A. Hendricks	1½ Months	116.71.
		\$ 363.86.

CODE ACCT. NO. 1908—SAL. REG. EMP.—WOMEN & CHILD. ACT.:

Genevieve Oursler	1½ Months	226.53.
Mary Weisbrod	1½ Months	130.44.
		356.97.

CODE ACCT. NO. 1922—WAGES TEMP.—N. SIDE ATH. FIELDS:

Louis Riffle	26 Sessions	52.00.
Anna Somers	20 Sessions	40.00.
Helen Ubinger	40 Sessions	80.00.
Anna Law	10 Sessions	16.00.
Ruth Dillimuth	38 Sessions	76.00.
Florence Schulz	24 Sessions	48.00.
Andrewla Steubner	74 Sessions	148.00.
Edith Thompson	12 Sessions	24.00.
Agnes Keppel	51 Sessions	102.00.
Eleanor Morton	14 Sessions	28.00.
Helen Parker	13 Sessions	26.00.
Wallace McMasters	27 Sessions	54.00.
John Herriott	38 Sessions	76.00.
Howard Agnew	17 Sessions	34.00.
Lewis Corbin	52 Sessions	104.00.
		908.00.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 25, 1935.

Approved March 4, 1935.

Ordinance Book 46, Page 374.

No. 58

AN ORDINANCE—Amending and supplementing Section 46, Department of Public Works, of Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all

departments of the City of Pittsburgh, and the rate of compensation thereof", approved by the Mayor January 2nd, 1935.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 376 entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved by the Mayor January 2nd, 1935, shall be and the same is hereby amended and supplemented as hereinafter set forth.

DEPARTMENT OF PUBLIC WORKS GENERAL OFFICE

That Section 46 be amended by changing the line now reading:—

Photographer's Assistant\$1,200.00 per annum
to read as follows:—

1 Photographer's Assistant.....\$1,200.00 per annum

1 Photographer's Assistant for period of
six months\$1,200.00 per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 25, 1935.

Approved March 4, 1935.

Ordinance Book 46, Page 375.

No. 59

AN ORDINANCE — Authorizing and directing the grading, paving and curbing of Fair Oaks street, from Inverness avenue to Bennington avenue, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

WHEREAS, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Fair Oaks street, from Inverness avenue to Bennington avenue have petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading, paving and curbing of the same; Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Fair Oaks street, from Inverness avenue to Bennington avenue, be graded, paved and curbed, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of

the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of \$11,000.00 which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 25, 1935.

Approved March 4, 1935.

Ordinance Book 46, Page 376.

No. 60

AN ORDINANCE—Amending Section 1 of an ordinance entitled, "An Ordinance making an appropriation for the purpose of providing funds for the payment of salaries for Architectural expenses for construction and repairs to buildings at the City Home and Hospital at Mayview," approved November 3, 1934.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1 of an ordinance entitled, "An Ordinance making an appropriation for the purpose of providing funds for the payment of salaries for Architectural

expenses for construction and repairs to buildings at the City Home and Hospital at Mayview", approved November 3, 1934, shall be and the same is hereby amended to read as follows:

"Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, that for the purpose of providing funds for the payment of salaries for Architectural expenses for construction and repairs to buildings at the City Home and Hospital at Mayview, the sum of Eight Thousand and 00/100 (\$8,000.00) Dollars, be and the same is hereby set apart and appropriated as follows:—

From Mayview City Home and Hospital Improvement Bonds Series "A", the sum of \$6,750.00

From Mayview City Home and Hospital Improvement Bonds Series "B", the sum of \$1,250.00; for payment of one engineer, for architectural draftsmen, one rodman and one stenographer, for a period of seven months, which positions are already created",

Section 2. That any Ordinance or part of Ordinances, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Approved March 1, 1935.

Ordinance Book 46, Page 377.

No. 61

AN ORDINANCE—Amending Section 42 of an ordinance entitled, "An Ordinance to carry into effect in the City of Pittsburgh an Act of Assembly entitled, 'An Act for the government of cities of the second class,' approved the 7th day of March, 1901; referring to the qualifications and appointments of the City Recorder; establishing the Departments of Public Safety, Public Works, Collector of Delinquent Taxes,

Assessors, City Treasurer, City Controller, Law, Charities and Correction, and Sinking Fund Commission; creating and fixing Bureaus and the titles thereof, and subordinate officers and offices, prescribing the mode of their election or appointment, defining the duties and powers of such; fixing the amount of bonds to be given, and allotting the various Bureaus and other officers to the proper Departments," approved January 7, 1902.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 42 of an ordinance entitled, "An Ordinance to carry into effect in the City of Pittsburgh an Act of Assembly entitled, 'An Act for the government of cities of the second class,' approved the 7th day of March, 1901; referring to the qualifications and appointments of the City Recorder; establishing the Departments of Public Safety, Public Works, Collector of Delinquent Taxes, Assessors, City Treasurer, City Controller, Law, Charities and Correction, and Sinking Fund Commission; creating and fixing Bureaus and the titles thereof, and subordinate officers and offices; prescribing one mode of their election or appointment, defining the duties and powers of such; fixing the amount of bonds to be given, and allotting the various Bureaus and other officers to the proper Departments," approved January 7, 1902, which reads as follows:

"Section 42. All heads of bureaus, employes and clerks of said city, shall be citizens of the United States, and shall be residents in and inhabitants of the City of Pittsburgh, and shall reside therein during their term of service and employment, and shall have resided in said city at least six months prior to such appointment. Provided, however, that if the City Recorder and the several directors of departments shall be unable to obtain sufficient or satisfactory experts or bureau officials, then and in that case they shall have the right to employ experts or bureau officials residing outside of the City of Pittsburgh,"

shall be and the same is hereby amended to read as follows:

"Section 42. All heads of bureaus, employees and clerks of said city, shall be citizens of the United States, and shall be residents in and inhabitants of the City of Pittsburgh, and shall reside therein during their term of service and employment, and shall have resided in said city at least two years immediately prior to such appointment."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 18, 1935.

Pittsburgh, March 4th, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 4th day of March, 1935.

ROBT. CLARK,

Clerk of Council.

Ordinance Book 46, Page 378.

No. 62

AN ORDINANCE — Creating certain temporary positions in the Department of Public Safety, Bureau of Building Inspection, for the calendar year 1935, fixing the rate of compensation therefor, and providing for the payment of salaries thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the following temporary positions in the Department of Public Safety, Bureau of Building Inspection, shall be and the same are hereby created and established at the rates hereby prescribed for the calendar year 1935 and the Director of the Department of Public Safety is hereby authorized to fill such temporary positions in the manner prescribed by law:

1 General Wrecking

Supervisor\$8.00 per day

2 Wrecking

Foremen\$6.00 Each per day

4 Laborers\$4.00 Each per day

Section 2. That the cost of the services of said temporary employees shall be chargeable to and payable from Appropriation No. 1485. Demolition of Condemned Buildings.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 4, 1935.

Approved March 7, 1935.

Ordinance Book 46, Page 379.

No. 63

AN ORDINANCE—Amending and supplementing Section 82, Department of Public Works, of Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof", approved January 2, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof", approved January 2nd, 1935, shall be and the same is hereby amended and supplemented as hereinafter set forth:—

DEPARTMENT OF PUBLIC WORKS

Bureau of Parks

That Section 82 be amended by creating and establishing the following position:—

3 Architectural Draftsmen (3 months each) \$200.00 each per month

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 4, 1935.

Approved March 7, 1935.

Ordinance Book 46, Page 379.

No. 64

A N ORDINANCE—Requiring a license for any baseball or football game to be played on Sunday, between the hours of 2:00 o'clock post meridian and 6:00 o'clock post meridian, fixing the fee thereof, and providing for a penalty for the violation of the provisions of this ordinance.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council, assembled, and it is hereby ordained and enacted by the authority of the same, That there shall be levied, collected and paid within the City of Pittsburgh for general revenue purposes a license fee upon any baseball or foot-ball game to be played on Sunday, between the hours of 2:00 o'clock post meridian and 6:00 o'clock post meridian.*

Said license shall be issued by the City Treasurer upon the payment to him of the fee properly chargeable, as provided in this ordinance.

Section 2. The amount to be paid to the City Treasurer shall be as follows:

(a) For any baseball or football game to which admission of fifty (50c) cents or more is charged, the license fee shall be Fifty (\$50.00) Dollars for each game.

(b) Where the admission fee charged is more than twenty-five (25c) cents and less than fifty (50c) cents, the license fee shall be Twenty-five (\$25.00) Dollars for each game.

(c) Where the admission fee charged is ten (10c) and not more than twenty-five (25c) cents, the

license fee shall be Ten (\$10.00) Dollars for each game.

Section 3. No permit shall be issued for any baseball or football game to be played on Sunday before the hour of 2:00 o'clock post meridian or after 6:00 o'clock post meridian.

Section 4. Any person violating any of the provisions of this ordinance shall, upon conviction thereof, be fined not to exceed Ten (\$10.00) Dollars, and in default thereof shall be committed to the Allegheny County Jail for a period not exceeding five (5) days.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with especial reference to Ordinance No. 83, approved April 6, 1934, and Ordinance No. 126, approved May 18, 1934.

Passed March 4, 1935.

Approved March 7, 1935.

Ordinance Book 46, Page 380.

No. 65

A N ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh a contract with Pittsburgh, Allegheny & Manchester Passenger Railway Company, Pittsburgh, Allegheny & Manchester Traction Company, United Traction Company of Pittsburgh, and Pittsburgh Railways Company, as parties of the first part, and the City of Pittsburgh, as party of the second part, providing for the temporary abandonment of the double curves of street railway tracks located at Sixth street and Liberty avenue in the City of Pittsburgh.

WHEREAS, Pittsburgh Railways Company desires to temporarily abandon the double curves of street railway tracks located at Sixth street and

Liberty avenue, in the City of Pittsburgh.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of Public Works of the City of Pittsburgh be and they are hereby authorized and directed to make, execute and deliver in the name of and for the City of Pittsburgh a contract with Pittsburgh, Allegheny & Manchester Passenger Railway Company, Pittsburgh, Allegheny and Manchester Traction Company, United Traction Company of Pittsburgh and Pittsburgh Railways Company, providing for the temporary abandonment, for the term of 49 years, of the double curves of street railway tracks at Sixth street and Liberty avenue in the City of Pittsburgh, and to affix the seal of the City of Pittsburgh thereto.

Section 2. That said contract shall be on such terms and conditions as provided by General Ordinance No. 347, Series 1929, approved May 16, 1929, and the same shall be presented to the finance Committee of City Council of the City of Pittsburgh for its sanction before its execution.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as

the same affects this Ordinance.

Passed March 4, 1935.

Approved March 7, 1935.

Ordinance Book 46, Page 381.

No. 66

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to request, or advertise for proposals, and to award a contract or contracts for making repairs and improvements to certain bridges and streets of the City, describing said work and providing for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to request, or advertise for proposals, and to award a contract or contracts to the lowest responsible bidder or bidders for making the following improvements, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work, in accordance with the laws and ordinances governing the said City:

IMPROVEMENT	ESTIMATED COST	CODE ACCT.
BOULEVARD OF THE ALLIES AT SHALOM ST.: Construction of Retaining Wall.	\$ 500.00	B. F. 109
ELIZABETH STREET BRIDGE: Reconstruction of portion of Railing.	200.00	1570
SOUTH TWENTY-SECOND STREET BRIDGE: Repairs to Hangers and Diagonals.	500.00	1570
SHALER ST. AND LOWRIE ST. BRIDGES: Construction of Concrete Curb Guards.	1,000.00	1570
BIGELOW BOULEVARD AND SIXTH AVENUE— Southerly Corner	1,000.00	1553
TUNNEL STREET AND DIAMOND STREET— Northwesterly Corner		

Widening of Roadways and Reconstruction of Curb Returns.

Section 2. That for the payment of the cost thereof, the sums, amounting to the estimated costs above set forth, or so much thereof as may be necessary, shall be and the same are hereby set apart and appropriated from the respective code accounts above set forth, and the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, warrants drawn on said funds for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 4, 1935.

Approved March 7, 1935.

Ordinance Book 46, Page 382.

No. 67

AN ORDINANCE—Widening Protectory Place, in the 3rd Ward of the City of Pittsburgh, at the first angle north of Centre avenue and at the first angle south of Wylie avenue and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Protectory Place, in the 3rd Ward of the City of Pittsburgh, at the first angle north of Centre avenue and at the first angle south of Wylie avenue be and the same is hereby widened to a variable width by taking for public use for highway purposes the property hereinafter designated and described as Portions "A" and "B", respectively. to-wit:—

PORTION "A"

Beginning at the first angle in the present easterly and southerly line of Protectory Place north of Centre avenue; thence extending

along the present southerly line north $61^{\circ} 00' 00''$ east 55.58 feet to the first angle in the present easterly and southerly line south of Wylie avenue; thence south $37^{\circ} 38' 40''$ west 60.54 feet to the present easterly line; thence along the present easterly line north $29^{\circ} 00' 00''$ west 24.0 feet to the place of beginning.

PORTION "B"

Beginning at the first angle in the present westerly and northerly line of Protectory Place south of Wylie avenue; thence extending along the present northerly line south $61^{\circ} 00' 00''$ west 5.0 feet to a point; thence north $16^{\circ} 00' 00''$ east 7.07 feet to the present westerly line; thence along the present westerly line south $29^{\circ} 00' 00''$ east 5.0 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Protectory Place, in the 3rd Ward of the City of Pittsburgh, at the first angle north of Centre avenue and at the first angle south of Wylie avenue, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from property benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinances or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 4, 1935.

Approved March 7, 1935.

Ordinance Book 46, Page 383.

No. 68

AN ORDINANCE—Providing for the letting of a contract or contracts

for Burials and Ambulance Hire for Public Welfare, City of Pittsburgh, and charging same to Code Account 1308, Quarantine Relief and Burials.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Welfare of the City of Pittsburgh, shall be and are hereby authorized to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for Burial of Indigent Persons and for Ambulance Hire, for the Department of Public Welfare, City of Pittsburgh, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the several supplements and amendments thereto and the Ordinances of Council in such cases made and provided.

Section 2. That the Mayor and the City Controller are hereby authorized and directed to issue, and countersign, warrants in payment of the cost of said work, chargeable to Code Account 1308, Quarantine Relief and Burials.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 11, 1935.

Approved March 14, 1935.

Ordinance Book 46, Page 383.

No. 69

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of One (1) Used Mining Machine for the Pittsburgh City Home and Hospitals at Mayview, Pa. and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and*

enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of One (1) Used Mining Machine at a cost not to exceed the sum of Fifteen Hundred (\$1500.00) Dollars for the Pittsburgh City Home & Hospitals at Mayview, Pa., in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1356—F—Equipment—Department of Public Welfare.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 11, 1935.

Approved March 14, 1935.

Ordinance Book 46, Page 384.

No. 70

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of China Ware for the Pittsburgh City Home & Hospitals at Mayview, Pa. and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of One lot of China Ware for the Pittsburgh City Home & Hospitals at Mayview, Pa., at a cost not to exceed the sum of Eleven Hun-

dred (\$1100.00) Dollars, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1337—Equipment—Pittsburgh City Home & Hospitals.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 11, 1935.

Approved March 14, 1935.

Ordinance Book 46, Page 385.

No. 71

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of Eleven (11) Auto Dump Trucks, One (1) Open Body Express Pick Up Truck, One (1) Five Passenger Sedan, Two (2) Business Coupes and Three (3) Exhausters for the dust Consuming System. All of the above for the Department of Public Works, Bureau of Highways & Sewers and providing for the payment thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of:

8 Auto Dump Trucks at a cost not to exceed the sum of \$9000.00 and to include the trade-in of 8 old trucks.

3 Auto Dump Trucks at a cost not to exceed the sum of \$10,000.00 and to include the trade-in of 3 old trucks.

1 Five Passenger Sedan at a cost not to exceed the sum of \$500.00 and to include the trade-in of 1 old automobile.

1 Open Body Express Pick-up Truck at a cost not to exceed the sum of \$500.00.

2 Business Coupes at a cost not to exceed the sum of \$900.00 and to include the trade-in of 2 old coupes.

3 Exhausters for the Dust Consuming System at a cost not to exceed the sum of \$650.00.

for the Department of Public Works, Bureau of Highways and Sewers, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be chargeable to and payable from, as follows.

From Code Account F—Equipment
No. 1629 the sum of \$10,400.00

From Code Account F—Equipment
No. 1661 the sum of 10,000.00

From Code Account F—Equipment
No. 1517 the sum of 500.00

From Code Account F—Equipment
No. 1661 the sum of 650.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 11, 1935.

Approved March 14, 1935.

Ordinance Book 46, Page 385.

No. 72

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Four (4) Main-line Water Meters for the Bureau of Water and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of Four (4) Main-line Water Meters for the Bureau of Water at a cost not to exceed the sum of Eighteen Hundred (\$1800.00) Dollars, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 122-7-E, Bureau of Water.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed March 11, 1935.

Approved March 14, 1935.

Ordinance Book 46, Page 386.

No. 73

A N ORDINANCE—Accepting a deed from S. Belle Ackermann and The Union Trust Company of Pittsburgh, Trustee under the will of Henry C. Frick, to the City of Pittsburgh for certain real estate contiguous to the real estate heretofore devised to the City of Pittsburgh for park purposes by Henry C. Frick.

WHEREAS Henry C. Frick died on December 2, 1919, and by his last will dated June 14, 1915, probated on December 6, 1919, and of record in the office of the Register of Wills of Allegheny County, Pennsylvania. In Will Book Volume 160, page 6, devised under Article V thereof to the City of Pittsburgh certain property therein de-

scribed, comprising about one hundred fifty-one (151) acres situate in the Fourteenth Ward of the City of Pittsburgh as a public park, subject to the terms and conditions contained in said will; and

WHEREAS Henry C. Frick, by his said will bequeathed to The Union Trust Company of Pittsburgh as trustee the sum of two million dollars (\$2,000,000) to hold as a trust fund for the maintenance of said park and to invest and reinvest the same, and to collect and receive the income thereof, and, after paying the expenses of the trust, including a reasonable compensation to the said trustee, to pay and apply the residue of the said income the year 1935, for the Department of to maintaining and improving, embellishing and adding to the said park and keeping the same in proper condition; and

WHEREAS the City of Pittsburgh by resolution passed by council on June 21, 1920, and approved by the Mayor on June 25, 1920, and of record in Resolution Book Volume 4, page 601, accepted the devise of the said tract of land and the interest of the City as beneficiary in the trust fund above described, according to the terms and conditions of the said will; and

WHEREAS the executors of the said will have paid to The Union Trust Company of Pittsburgh, trustee as aforesaid, the said sum of two million dollars (\$2,000,000) bequeathed to it as aforesaid, together with four hundred eighty-nine thousand, six hundred sixty-six and 66/100 dollars (\$489,666.66) interest thereon from December 2, 1920, to December 31, 1924, the date of payment of said bequest; and

WHEREAS the City of Pittsburgh by Ordinance No. 616, duly passed December 13, 1926, approved December 14, 1926, and recorded in Ordinance Book Volume 38, Page 74, authorized and requested The Union Trust Company of Pittsburgh, Trustee, as aforesaid, to expend all or so much of the income of said trust fund as should be required for the purchase of such additional land as the said Trustee should

deem proper to be added to the said park, such additional purchases to be made from such persons, at such prices, and upon such terms as the said Trustee should deem proper, provided, however, that the expenditures to be made under authority of said Ordinance should not exceed, in the aggregate, the unexpended income of said trust fund accrued, or to accrue to April 1, 1927; and

WHEREAS The Union Trust Company of Pittsburgh, Trustee, as aforesaid, in pursuance of the provisions of said Ordinance, and for the purpose of adding to the park devised as aforesaid to the said City of Pittsburgh, has purchased from S. Belle Ackerman for the consideration of seventeen thousand, five hundred dollars (\$17,500)

ALL that certain lot or piece of ground situate in the Fourteenth Ward of the City of Pittsburgh, County of Allegheny, State of Pennsylvania, being lot No. 46 in Shaw Boulevard Plan of Lots laid out by Arabella J. Shaw, and of record in the Recorder's Office of Allegheny County in Plan Book Volume 16, Page 66, bounded and described as follows, to-wit:

BEGINNING on the Southerly side of Beechwood Boulevard, as laid out in said plan, at a point distant one hundred (100) feet Eastwardly from the Southeasterly corner of Beechwood Boulevard and Shaw avenue, being at the Easterly line of Lot No. 47 in said Plan; thence Eastwardly along Beechwood Boulevard fifty (50) feet to the Westerly line of Lot No. 45, thence Southwardly along said line one hundred fifty (150) feet to a point; thence Westwardly seventy-two and ninety-seven hundredths (72.97) feet to the Easterly line of Lot No. 47, and thence Northwardly along said line one hundred fifty (150) feet to Beechwood Boulevard at the place of beginning; and

WHEREAS the said Trustee has received a deed, dated February 13, 1935, from S. Belle Ackerman conveying the said premises to the City of Pittsburgh

and has had the said deed recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Deed Book Volume 2510, Page 172;

NOW, THEREFORE,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the deed aforesaid from S. Belle Ackerman and the Union Trust Company of Pittsburgh, Trustee under the will of Henry C. Frick, first parties, to the City of Pittsburgh, second party, be and the same is hereby accepted in accordance with and subject to the terms thereof.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 11, 1935.

Approved March 14, 1935.

Ordinance Book 46, Page 387.

No. 74

AN ORDINANCE — Authorizing the issuance of warrants in favor of S. C. Hamilton in the sum of \$1606.94; Nardulli & Sons Co., in the sum of \$346.22; Schnabel Company in the sum of \$15.34; B. K. Elliott Company in the sum of \$165.80; American Coat Apron and Towel Supply Company, in the sum of \$500.00; Signal Service Corporation in the sum of \$935.62; Bell Telephone Company in the sum of \$6,270.20; S. C. Hamilton in the sum of \$381.12; Liberty Engraving Company in the sum of \$4.20; Albert J. Freyvogel in the sum of \$1,529.20; Morris Knowles Inc., in the sum of \$3.34; James H. Mathews & Company in the sum of \$.50; Kaufmann's Department Store in the sum of \$39.15; Pittsburgh Instrument & Machine Co., in the sum of \$135.00.

WHEREAS, the sum estimated by the Department of Public Safety for motorcycle repairs for the year 1934 was

insufficient, therefore the sum of \$1,606.94 for repairs for the months of August, September, October and November, remain unpaid, and

WHEREAS, Nardulli & Sons Co. were awarded a contract by the Department of Public Works without previous authority, in the sum of \$346.22, which remains unpaid, and

WHEREAS, The Schnabel Co. were instructed by the Department of City Planning to change the tires on a new truck which increased the cost in the sum of \$15.34, which remains unpaid, and

WHEREAS, The Department of Public Works continued the rental of Transits from B. K. Elliott Co. after their contract had expired and the sum of \$300.80 remains unpaid, and

WHEREAS, Pending soliciting of proposals and awarding of contract for Laundry Service and furnishing of necessary linens for the several Bureaus and Divisions of the Department of Public Safety for the year 1935, it was absolutely necessary to continue the laundry service heretofore rendered by the American Coat Apron and Towel Supply Company, during the period of time beginning January 1, 1935 and ending February 28th, 1935, and

WHEREAS, Pending soliciting of proposals and awarding of contract for the maintenance of Traffic Beacons in the Bureau of Traffic Planning, Department of Public Safety, for the year ending December 31, 1935, it was absolutely necessary to continue this service with the Signal Service Corporation, during the period of time beginning January 1st, 1935 and ending February 28th, 1935, and

WHEREAS, Pending soliciting of proposals and awarding of contract for furnishing Telephone Service to the City of Pittsburgh and the maintenance of the Telephone Typewriter System in the Bureau of Police, Department of Public Safety, for the year ending December, 31st, 1935, it was absolutely necessary to continue this service with the Bell Telephone Company for the

proper functioning of city business, and

WHEREAS, Pending soliciting of proposals and awarding of contract for furnishing Motorcycle Repairs in the Department of Public Safety, for the year ending December 31, 1935, it was necessary to continue this service with S. C. Hamilton, for the period of time beginning January 1st, 1935 and ending February 28th, 1935, and

WHEREAS, Supplies were furnished the Department of Public Welfare without previous authority of law by the Liberty Engraving Company in the amount of \$4.20; by Morris Knowles Inc., in the amount of \$3.34; by James H. Mathews Co. in the amount of \$.50 and by Kaufmann's Department Store in the amount of \$39.15, and

WHEREAS, Albert J. Freyvogel furnished services as undertaker for 52 burials in the sum of \$1,194.20 and furnished 66 ambulance trips in the sum of \$335.00 during the months of January and February, 1935, pending soliciting of proposals and awarding of contracts for furnishing such service in the Department of Public Welfare, and

WHEREAS, Under the provisions of the Act of May 23rd, 1874, known as "The Wallace Act" the City of Pittsburgh is authorized to direct the payment of any claim against the City without previous authority of Law where the City has received the benefit of the same. Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants as follows:—*

S. C. Hamilton in the sum of \$1,606.94 for motorcycle repairs for the Bureau of Police for the months of August, September, October and November and charge same to Code Account No. 1416. Repairs, Division Garage and Repair Shop.

Nardulli & Sons Co. in the sum of \$346.22 for work done for the Bureau of Recreation and charge same to Code Account No. 1906, Repairs, Grounds and Buildings.

The Schnabel Company in the sum of \$15.34 for over size tires on truck for the Department of City Planning, and charge same to Bond Fund 118-8, City Planning, Streets.

B. K. Elliott Company in the sum of \$165.80 for transit rental for the Department of Public Works and charge same to Bond Fund 118-7, Miscellaneous Expenses, Public Work Relief Bonds.

American Coat Apron and Towel Supply Company, for the sum of \$500.00 in payment for laundry service furnished the several bureaus and divisions of the Department of Public Safety for January and February 1935, and charge the same to Code Account No. 1447, Item B, Miscellaneous Services, Bureau of Police, Department of Public Safety.

Signal Service Corporation, for the sum of \$955.62 in payment for maintenance of gas traffic beacons in the Bureau of Traffic Planning, Department of Public Safety, for the period beginning January 1st, 1935 and ending February 28th, 1935, and charge the same to Code Account No. 1490, Item B, Miscellaneous Services, Bureau of Traffic Planning.

Bell Telephone Company for the sum of \$6,270.20 in payment for furnishing telephone service to the City of Pittsburgh and the maintenance of the Telephone Typewriter System in the Bureau of Police, for the period of time from January 1st to February 11th, 1935, and charge the same to Code Account No. 1472, Item B, Miscellaneous Services, Bureau of Electricity.

S. C. Hamilton for the sum of \$381.12 in payment for furnishing motorcycle repairs in the Department of Public Safety, for the period of time beginning January 1, 1935 and ending February 28th, 1935, and charge the same to Code Account No. 1416, Item E, Repairs, Garage and Repair Shop, Department of Public Safety.

Liberty Engraving Company for the sum of \$4.20 for one map for the Department of Public Welfare, and charge the same to Code Account No. 1302, Miscellaneous Services, Department of Public Welfare.

Morris Knowles Inc., for the sum of \$3.34 for blue prints for the Department of Public Welfare, and charge same to Code Account No. 1302, Miscellaneous Services, Department of Public Welfare.

James H. Mathews Company for the sum of \$.50 for two bronze rosettes, for the Department of Public Welfare, and charge same to Code Account No. 1302, Miscellaneous Services, Department of Public Welfare.

Kaufmann's Department Store for the sum of \$39.15 for framing seven pictures and three maps for the Department of Public Welfare, and charge same to Code Account No. 1302, Miscellaneous Services, Department of Public Welfare.

Albert J. Freyvogel in the sum of \$1,529.20 for services as undertaker for 52 burials and for 66 ambulance trips, and charge same to Code Account No. 1308, Quarantine Relief and Burials, Department of Public Welfare.

Pittsburgh Instrument and Machine Company for the sum of \$135.00 for rental of Engineering equipment for Unemployment Relief Projects, and charge same to Bond Fund 118-7, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 18, 1935.

Approved March 22, 1935.

Ordinance Book 46. Page 388.

No. 75

AN ORDINANCE—Authorizing and directing the Mayor to issue and the City Controller to countersign warrants for wages of temporary employes in the Bureau of Building Inspection, Department of Public Safety, for work performed during the period from February 1st to March 8th, 1935, inclusive;

WHEREAS, certain temporary employes of the Bureau of Building Inspection engaged in slum clearance

Name	Title	Period	Time	Rate	Total
Charles Guthrie	General Wrecking Foreman	2/1/35 to 3/7/35	29 days	\$8.00	\$232.00
Harry Marshall, Jr.	Wrecking Foreman	2/1/35 to 3/2/35	24½ "	6.00	
	Laborer	3/4/35 to 3/7/35	4 "	4.00	163.00
George Eckert	Laborer	2/1/35 to 3/7/35	28½ "	4.00	114.00
Peter Pfrommer	"	2/1/35 to 3/8/35	29½ "	4.00	118.00
Harry Rollins	"	2/1/35 to 3/2/35	26 "	4.00	104.00
Trevor McDaniels	"	2/1/35 to 3/7/35	26½ "	4.00	106.00

In payment of wages of temporary employes of the Bureau of Building Inspection, Department of Public Safety, as aforesaid, for the period from February 1st to March 8th, 1935, inclusive, from Code Account No. 1485, Demolition of Condemned Buildings.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 18, 1935.

Approved March 22, 1935.

Ordinance Book 46, Page 391.

No. 76

AN ORDINANCE—Amending portions of Section 9, Department of Law, of an Ordinance, entitled "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate of Compensation thereof," approved January 2, 1935.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council

work have not been paid for services rendered from February 1st to March 8th, 1935, for the reason that the positions of the said employes had not been regularly set up in the Salary Ordinance. NOW THEREFORE,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That the Mayor be and he is hereby authorized to issue and the City Controller to countersign warrants in favor of the following:—

assembled, and it is hereby ordained and enacted by the authority of the same, That portions of Section 9, Department of Law, of an Ordinance, entitled "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof," approved January 2, 1935, which read as follows:

Chief Investigator
\$2,750.00 per annum
Investigator
1,900.00 per annum
Investigator
1,800.00 per annum
Four Investigators
1,650.00 each per annum."

shall be and the same are hereby amended to read as follows:

Chief Investigator
\$2,500.00 per annum
Investigator
2,300.00 per annum
Five Investigators
1,650.00 each per annum.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 18, 1935.

Approved March 22, 1935.

Ordinance Book 46, Page 392.

No. 77

AN ORDINANCE—Amending a portion of Section 102, Department of Public Works, of Ordinance No. 376, entitled, "An Ordinance Fixing the Number of Officers and Employees of all Departments of the City of Pittsburgh and the Rate of Compensation Thereof," approved January 2nd, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 102, Department of Public Works, of Ordinance No. 376, entitled, "An Ordinance Fixing the Number of Officers and Employees of all Departments of the City of Pittsburgh and the Rate of Compensation Thereof," approved January 2nd, 1935, be amended by the addition of the following:

6 Blockstone Pavers	
.....	\$1.625 ea. per hour
3 Blockstone Rammers	
.....	\$1.25 ea. per hour

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 18, 1935.

Approved March 22, 1935.

Ordinance Book 46, Page 392.

No. 78

AN ORDINANCE—Supplementing Section 24, Bureau of Infectious Diseases—Tuberculosis Hospital, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compen-

sation thereof", approved January 2, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 24, Bureau of Infectious Diseases—Tuberculosis Hospital, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935, shall be and the same is hereby supplemented by the addition of a line reading:—

Thoracic Surgeon—\$1,200.00 per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 18, 1935.

Approved March 22, 1935.

Ordinance Book 46, Page 393.

No. 79

AN ORDINANCE—Vacating Bindley way, in the 19th Ward of the City of Pittsburgh, from Pioneer avenue to Brookline boulevard.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Bindley way, in the 19th Ward of the City of Pittsburgh, from Pioneer avenue to Brookline boulevard, as said Brookline boulevard was opened by Ordinance No. 223 approved July 31st, 1934 and as said Bindley way was laid out and opened by the Fleming Place Plan of Lots of record in the Recorder's Office of Allegheny County in Plan Book Volume 22 page 37 be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 18, 1935.

Approved March 22, 1935.

Ordinance Book 46, Page 393.

No. 80

AN ORDINANCE—Vacating a portion of Brookline boulevard, in the 19th Ward of the City of Pittsburgh at the intersection of West Liberty avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a portion of Brookline boulevard, in the 19th Ward of the City of Pittsburgh, at the intersection of West Liberty avenue be and the same is hereby vacated according to the following description thereof, to-wit:

Beginning on the southerly line of West Liberty avenue at a point of curve beginning the westerly and southerly line of Brookline boulevard, as opened by Ordinance No. 223 approved July 31, 1934; thence extending along the southerly line of West Liberty avenue, as fixed by Ordinance No. 302 approved May 23, 1912, north $69^{\circ} 01' 20''$ east 34.09 feet to a point of curve on the same; thence continuing along the same eastwardly by the arc of a circle deflecting to the right with a radius of 19.20 feet and a central angle of $76^{\circ} 59' 35''$ for an arc distance of 25.80 feet to a point of compound curve; thence southwestwardly by the arc of a circle deflecting to the right with a radius of 14.0 feet and a central angle of $63^{\circ} 00' 35''$ for an arc distance of 15.40 feet to a point of tangent; thence by the tangent south $29^{\circ} 01' 30''$ west 37.68 feet to the westerly line of Brookline boulevard, as opened by Ordinance No. 223 approved July 31, 1934; thence northeastwardly and southwestwardly along the westerly and southerly line of Brookline boulevard, as opened by the said ordinance by the arc of a circle de-

flecting to the left with a radius of 30.0 feet and a central angle of $140^{\circ} 00' 10''$ for an arc distance of 73.31 feet to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 18, 1935.

Approved March 22, 1935.

Ordinance Book 46, Page 394.

No. 81

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway of Eva street, from South St. Clair street to South Beatty street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the sidewalks and roadway of Eva street, from South St. Clair street to South Beatty street be and the same are hereby fixed as follows, to-wit:

The northerly and southerly sidewalks shall each have a uniform width of 5.0 feet and shall lie along and be parallel to their respective street lines.

The roadway shall have a uniform width of 20.0 feet and shall occupy that portion of the street lying between the sidewalks as above described.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 18, 1935.

Approved March 22, 1935.

Ordinance Book 46, Page 395.

No. 82

AN ORDINANCE—Re-establishing the grade of Ionic way, from North Euclid avenue to North St. Clair street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the northerly line of Ionic way, from North Euclid avenue to North St. Clair street be and the same is hereby re-established as follows, to-wit:—

Beginning at the westerly curb line of North Euclid avenue at an elevation of 297.87 feet (curb as set); thence falling by a convex parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 297.19 feet; thence falling at the rate of 6.50% for a distance of 82.23 feet to a point of curve to an elevation of 291.85 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 285.45 feet; thence falling at the rate of 9.50% for a distance of 40.0 feet to a point of curve to an elevation of 281.65 feet; thence by a concave parabolic curve for a distance of 40.0 feet to the easterly curb line of North St. Clair street to an elevation of 279.75 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 18, 1935.

Approved March 22, 1935.

Ordinance Book 46, Page 395.

No. 83

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the west sidewalk, roadway and east sidewalk of Camfield st., private property of Harry W. Lehner and Tarragonna st., from a

point about 115 ft. north of Abner st. to the existing sewer on Tarragonna st. south of Schuchert st. With a branch sewer on Unnamed way and Camfield st., including, as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a Public Sewer be constructed on the west sidewalk, roadway and east sidewalk of Camfield st., private property of Harry W. Lehner and Tarragonna st., from a point about 115 ft. north of Abner st. to the existing sewer on Tarragonna st. south of Schuchert st. With a branch sewer on Unnamed way and Camfield st., including, as may be necessary, the excavation of exploratory test holes.

Commencing on the west sidewalk of Camfield st., at a point about 115 ft. north of Abner st.; thence southwardly, southeastwardly and southwardly along the west sidewalk, roadway and east sidewalk of Camfield st. to the private property of Harry W. Lehner; thence eastwardly on, over, across and through the private property of Harry W. Lehner to Tarragonna st.; thence eastwardly and northwardly along Tarragonna st. to the existing sewer on Tarragonna st. south of Schuchert st. With a branch sewer on Unnamed way and Camfield st. Commencing on Unnamed way at a point about 50 ft. east of Camfield st.; thence westwardly along Unnamed way and across Camfield st. to the sewer on the west sidewalk of Camfield st. Said sewer and branch sewer to be Terra Cotta pipe, 15 inches and 12 inches in diameter and to be constructed in accordance with Plan Accession No. D-5262 and D-5263, on file in the Bureau of Engineering, Department of Public Works.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance: the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of EIGHT THOUSAND FOUR HUNDRED (\$8,400.00) DOLLARS which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 18, 1935.

Approved March 22, 1935.

Ordinance Book 46, Page 396.

No. 84

AN ORDINANCE—Opening Jillson avenue, in the 19th Ward of the City of Pittsburgh, from Parquet street to Brookline boulevard and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby and providing, further for the payment of the City's share thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

Jillson avenue, in the 19th Ward of the City of Pittsburgh, from Parquet street to Brookline boulevard, be and the same is hereby opened to a general width of 40.0 feet by taking for public use for highway purposes, the following described property, to-wit:—

Beginning on the northerly line of Parquet street at the intersection of the westerly line of Jillson avenue; thence extending along the westerly line of Jillson avenue produced, north $31^{\circ} 57' 30''$ west 22.54 feet to a point of curve; thence northwestwardly by the arc of a circle deflecting to the left with a radius of 80.0 feet and a central angle of $34^{\circ} 33' 00''$ for an arc distance of 48.24 feet to a point of compound curve; thence southwestwardly by the arc of a circle deflecting to the left with a radius of 15.0 feet and a central angle of $90^{\circ} 00' 00''$ for an arc distance of 23.56 feet to a point of tangent on the easterly line of Brookline boulevard, as opened by Ordinance No. 223 approved July 31, 1934, said point of tangent being distant north $23^{\circ} 29' 30''$ east 28.20 feet, along the easterly line of Brookline boulevard from the point of curve thereon at the northerly terminus of the second curve south of West Liberty avenue; thence north $23^{\circ} 29' 30''$ east 67.19 feet to the dividing line between properties now or late of the West Liberty Improvement Company and Olive M. Harley; thence along the dividing line between said properties south $31^{\circ} 57' 30''$ east 21.50 feet to a point; thence southeastwardly by the arc of a circle deflecting to the right with a radius of 120.0 feet, a central angle of $33^{\circ} 15' 20''$ and a chord bearing south $48^{\circ} 35' 10''$ east for an arc distance of 69.65 feet to a point of tangent on the easterly line of Jillson avenue produced; thence along the easterly line of Jillson avenue produced south $31^{\circ} 57' 30''$ east 7.54 feet to a point of curve; thence southeastwardly and northeastwardly by the arc of a circle deflecting to the left with a radius of 15.0 feet and a central angle of

90° 00' 00" for an arc distance of 23.56 feet to a point of tangent on the northerly line of Parquet street; thence along the northerly line of Parquet street south 58° 02' 30" west 55.0 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Jillson avenue, in the 19th Ward of the City of Pittsburgh, from Parquet Street to Brookline boulevard to be opened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same and the City's share thereof shall be chargeable to and payable from Bond Fund No. 293, Street Bonds, 1928.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 18, 1935.

Approved March 22, 1935.

Ordinance Book 46, Page 397.

No. 85

AN ORDINANCE—Making an appropriation in the sum of Twenty-five thousand dollars (\$25,000.00) for the purpose of making payment of bids made at Sheriff's Sales by the City of Pittsburgh in cases necessitating the bidding in of property to protect the City's interests.

WHEREAS, The Sheriff of Allegheny County, by virtue of divers writs of execution, sells monthly numerous parcels of real estate located in the City of Pittsburgh; and

WHEREAS, Varying amounts of City, School and County taxes are listed against the aforementioned properties; and

WHEREAS, At times it is expedient that certain of these properties be bid in for the City; and

WHEREAS, Pursuant to Section 13 of an Act of May 31, 1911, it has been duly certified by the Mayor and the Controller of the City of Pittsburgh that there now exists an emergency whereby City of Pittsburgh is unable to bid in, for its protection, certain real estate to be sold at Sheriff's Sale, for the reason that there is no existing appropriation from which this extraordinary expense can be paid; Now, Therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from the revenue derived from taxes and other sources of income by the City of Pittsburgh during the present fiscal year there is hereby set apart and appropriated the sum of Twenty-five thousand dollars (\$25,000.00), or so much thereof as may be necessary, to Code Account No. _____, to be used for the purpose of making payment of bids made at Sheriff's Sales by the City of Pittsburgh, in cases necessitating the bidding in of property to protect the City's interest.

Section 2. When any property is bid upon under the terms of this ordinance, and any part of the funds hereby appropriated is used, then the fund shall be replenished with any refund made to the City by the Sheriff in the case in which such money was used.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 6, 1935.

Ordinance Book 46, Page 398.

No. 86

AN ORDINANCE — Fixing the Golf fees and regulating the granting of permits to play Golf and Lawn Ten-

nis within the public parks of the City of Pittsburgh during the year 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That on and after the passage of this Ordinance, permits to play Golf and Lawn Tennis on the Golf Courses and Tennis Courts within the public parks of the City of Pittsburgh shall be issued by the Director of the Department of Public Works, under the following regulations and requirements:—

Permits for the use of Golf Courses may be issued, upon payment of the required fee or fees, only to residents of the City of Pittsburgh and whose identity and residence therein shall be evidenced, for the purpose of granting said permits, by showing a certificate of last registration by said residents from the Board of Registration of the City of Pittsburgh, or a tax receipt for the current year showing residence within the City of Pittsburgh. Children of such residents may obtain permits by the payment of the required fee or fees.

Section 2. The schedule of fees to play Golf shall be as follows:—

Season permit—(Adults)	\$ 7.00
Season permit—(Children)	2.00
Locker fee—(Adults & Children)	3.00
Greens fee, daily (Adults & Children) except Saturdays, Sundays & Holidays .....	.50
Greens fee—Saturday, Sundays & Holidays (Adults & Children)	1.00

Section 3. Residents of the City of Pittsburgh and their children, and non-resident guests of residents shall have the right play on the Tennis Courts within the public parks, upon obtaining a permit therefor from the Director of the Department of Public Works, for which permit the payment of a fee shall not be required.

Section 4. The Director of the Department of Public Works shall have the right to make other regulations

consistent with the provisions of this Ordinance, and specific regulations as to the playing of golf and lawn tennis by children under the age of sixteen years prohibiting them from playing except on certain days as may be specified in the particular regulation.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 6, 1935.

Ordinance Book 46, Page 399.

No. 87

AN ORDINANCE—To supplement an ordinance, entitled "An Ordinance regulating the construction, alteration, additions to, arrangement, and the use and occupancy of all buildings or portions of buildings such as are designed or used for the purposes of hotels, apartments, tenements, lodgings, dormitories and clubs, association and fraternity houses when containing lodgings or apartments, which shall hereafter be known as buildings of Classification No. IX and its subdivisions; regulating the installation therein of heating systems; requiring the installation therein of fire extinguishing equipment; providing for the issuance of construction and occupancy permits therefor; and providing penalties for violation of the provisions hereof", approved December seventh, 1922; regulating exits in certain apartments and tenements.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That buildings of Classification No. IX-B, apartments and tenements, containing not more than six suites or apartments opening on any corridor on any floor above the ground floor shall have not less than two exits accessible from each suite or apartment; provided that one of such exits must be an enclosed

stairway and one exit may be an enclosed full automatic elevator; and provided further, that if such elevator be separated from contact with such stairway by partitions of fire resistive material as required for such shaftways in this ordinance, the said two exits may be located in close proximity with each other. Said stairway shall be enclosed throughout and shall open directly to the outside of the building and shall be continuous from the basement to the roof.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 6, 1935.

Ordinance Book 46, Page 400.

No. 88

A N ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for widening the roadway of Carson street East, from South 10th Street to South 17th Street, and authorizing and setting aside an aggregate sum of Sixteen Thousand Two Hundred (\$16,200.00) Dollars from Bond Fund 122, General Improvement Bonds 1934 for the payment of the cost thereof including engineering expenses.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for widening the roadway of Carson street East, from South 10th Street to South 17th Street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance

with the laws and ordinances governing said City.

Section 2. That for the payment of the costs of said improvement, the sum of Fifteen Thousand (\$15,000.00) Dollars, or so much thereof as may be necessary, and for the payment of engineering expenses including salaries, wages and miscellaneous services in the Department of Public Works, the sum of One Thousand Two Hundred (\$1,200.00) Dollars, or so much thereof as may be necessary, amounting in the aggregate to Sixteen Thousand Two Hundred (\$16,200.00) Dollars, shall be and the same is hereby set apart and appropriated from Bond Fund 122, General Improvement Bonds, 1934, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 6, 1935.

Ordinance Book 46, Page 401.

No. 89

A N ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the improvement of Warrington avenue, from Saw Mill Run boulevard to Montooth street by recurbings, relaying sidewalks, improving drainage facilities and otherwise improving as may be necessary in connection with the resurfacing of the roadway, and authorizing the setting aside of the aggregate sum of Twelve Thousand (\$12,000.00) Dollars from Bond Fund 296, Street Improvement Bonds, 1926, for the payment of the costs thereof including engineering expenses in the Department of Public Works.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the improvement of Warrington avenue, from Saw Mill Run boulevard to Montooth street by recurring, relaying sidewalks, improving drainage facilities and otherwise improving as may be necessary in connection with the resurfacing of the roadway, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the costs of said work, the sum of Eleven Thousand (\$11,000.00) Dollars or so much thereof as may be necessary, and for the payment of engineering expenses including salaries, wages and miscellaneous services in the Department of Public Works the sum of One Thousand (\$1,000.00) Dollars or so much thereof as may be necessary, amounting in the aggregate to Twelve Thousand (\$12,000.00) Dollars shall be and the same is hereby set apart and appropriated from Bond Fund 296, Street Improvement Bonds, 1926, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 6, 1935.

Ordinance Book 46, Page 402.

No. 90

AN ORDINANCE — Authorizing the Mayor and the Director of the De-

partment of Public Works to advertise for proposals and to award a contract or contracts for the improvement of Wharton street, from South 17th Street to South 21st Street, by recurring, relaying the sidewalks and improving the drainage facilities as may be necessary in connection with the resurfacing of the roadway thereof and authorizing the setting aside of the sum of Three Thousand (\$3,000.00) Dollars for the payment of the costs of said work from Code Account 1553, General Repaving.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the improvement of Wharton street, from South 17th Street to South 21st Street, by recurring, relaying the sidewalks and improving the drainage facilities as may be necessary in connection with the resurfacing of the roadway thereof, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the costs of said improvement, the sum of Three Thousand (\$3,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account, 1553, General Repaving, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 6, 1935.

Ordinance Book 46, Page 402.

No. 91

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh a contract with West Liberty Street Railway Company, Pittsburgh and Birmingham Traction Company, United Traction Company of Pittsburgh, Mt. Washington Street Railway Company and Pittsburgh Railways Company, as parties of the first part, and the City of Pittsburgh, as party of the second part, providing for the temporary abandonment of street railway tracks on Warrington avenue between Boggs and Haberman avenues and the relocation and construction of street railway tracks on Warrington avenue between points South of the tracks proposed to be temporarily abandoned and the northerly end of the ramp to be constructed by the Allegheny County Authority, in the City of Pittsburgh.

WHEREAS, the City of Pittsburgh proposes to resurface and otherwise improve Warrington avenue between Boggs and Haberman avenues and a ramp is to be constructed by the Allegheny County Authority South of the intersection of Warrington and Boggs avenues; and

WHEREAS, Pittsburgh Railways Company, in conjunction with the aforesaid work, desires to temporarily abandon the street railway tracks on Warrington avenue between Boggs and Haberman avenues, and to relocate and construct the street railway tracks on Warrington avenue running between points South of the tracks proposed to be temporarily abandoned and the northerly end of the ramp to be constructed as aforesaid.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh be and they are hereby authorized and directed to make, execute and deliver in the name of and

for the City of Pittsburgh a contract with West Liberty Street Railway Company, Pittsburgh and Birmingham Traction Company, United Traction Company of Pittsburgh, Mt. Washington Street Railway Company and Pittsburgh Railways Company, providing for the temporary abandonment for the term of forty-nine (49) years of the street railway tracks on Warrington avenue between a point approximately 203 feet North of its intersection with Boggs avenue and a point approximately 20' East of its intersection with Haberman avenue, and providing further for the relocation and construction of the street railway tracks on Warrington avenue between points South of the tracks proposed to be abandoned and the northerly end of the ramp to be constructed by the Allegheny County Authority, so that the tracks as relocated and constructed will conform with the center line of the street and connect up with tracks to be constructed on private property of the Pittsburgh Railways Company at a point approximately 303 feet North of the intersection of Warrington and Boggs avenues, all in the City of Pittsburgh, and affix the seal of the City of Pittsburgh thereto.

Section 2. That said contract, insofar as it involves the temporary abandonment of street railway tracks, shall be on such terms and conditions as provided by General Ordinance No. 347, Series 1929, approved May 16, 1929, and the same shall be presented to the Finance Committee of City Council of the City of Pittsburgh for its sanction before its execution.

Section 3. That said contract, insofar as it involves the relocation and construction of tracks, shall contain provisions (1) that the Railway Companies shall relocate and construct said tracks at their own expense; (2) that the Railway Companies shall be subject to the same rights and liabilities with respect to the new tracks as they were with respect to the old; and (3) that on completion of the work of reconstruction all rights and liabilities with respect to the old tracks shall cease and determine.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 6, 1935.

Ordinance Book 46, Page 403.

No. 92

AN ORDINANCE — Vacating Sabula way, in the 19th Ward of the City Pittsburgh, from Warburton street to the line dividing lots No. 43 and 44 in the Belleville Plans of Lots.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Sabula way (formerly South alley), in the 19th Ward of the City of Pittsburgh, as laid out in the Belleville Plan of Lots of record in the Recorder's Office of Allegheny County in Plan Book Volume 12 pages 172 and 173, from Warburton street to the line dividing lots No. 43 and 44 in said plan, be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 6, 1935.

Ordinance Book 46, Page 405.

No. 93

AN ORDINANCE — Vacating Dawn avenue, in the 19th Ward of the City of Pittsburgh, from Hargrove street westwardly to the easterly line of Dawn avenue, as opened by Ordinance No. 374 approved September 20th, 1916.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Dawn avenue, in the 19th Ward of the City of Pittsburgh, as dedicated by the West Side Belt Railroad Company and accepted by West Liberty Borough by Ordinance No. 87 approved July 28, 1903, from Hargrove street westwardly to the easterly line of Dawn avenue, as opened by Ordinance No. 374 approved September 20, 1916, as herein-after described, be and the same is hereby vacated:

Beginning at the intersection of the westerly line of Hargrove street with the southerly line of Dawn avenue, as opened by said West Liberty Borough Ordinance No. 87; thence westwardly along the said southerly line of Dawn avenue 80.0 feet, more or less to the easterly line of Dawn avenue as opened by Ordinance No. 374 approved September 20, 1916; thence northwardly along the said easterly line of Dawn avenue produced, 40.0 feet more or less to the northerly line of Dawn avenue as opened by said West Liberty Borough Ordinance No. 87; thence eastwardly along the said northerly line of Dawn avenue 83.0 feet, more or less, to the said westerly line of Hargrove street; thence southwardly along the said westerly line of Hargrove street 40.0 feet to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 6, 1935.

Ordinance Book 46, Page 405.

No. 94

AN ORDINANCE — Vacating Warburton street, in the 19th Ward of the City of Pittsburgh, from Hargrove

street southwardly to the right of way of the Pittsburgh and West Virginia Railway Company.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Warburton street, (formerly Weidman street), in the 19th Ward of the City of Pittsburgh, as laid out in the Belleville Plan of Lots of record in the Recorder's Office of Allegheny County in Plan Book Volume 12 pages 172 and 173, and the South Park Land Company Plan of Lots of record in the Recorder's Office of Allegheny County in Plan Book Volume 14 page 60, from Hargrove street southwardly to the right of way of the Pittsburgh and West Virginia Railway Company, be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 6, 1935.

Ordinance Book 46, Page 406.

No. 95

AN ORDINANCE—Vacating Canfield street, from Warburton street westwardly to the westerly terminus thereof; Lillie street, from Crane avenue to Racook street; Peerless street, from Warburton street westwardly to the westerly terminus thereof; Racook street, from Lillie street eastwardly to a point on the northerly line at the line dividing lots No. 19 and 20 and on the southerly line at a point 19.82 feet eastwardly from the line dividing lots No. 40 and 41 in the South Park Land Company Plan of Lots and an unnamed 20.0 foot Way, parallel to and 67.0 feet northwardly from Racook street, extending from Lillie street to Crane avenue, all in the 19th Ward of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the streets, ways or parts thereof in the South Park Land Company Plan of Lots of record in the Recorder's Office of Allegheny County in Plan Book Volume 14 page 60, viz: Canfield street, from Warburton street westwardly to the westerly terminus thereof; Lillie street, from Crane avenue to the southerly line of Racook street; Peerless street (formerly Park street), from Warburton street (formerly Weidman street) westwardly to the westerly terminus thereof; Racook street, (formerly Randall street) from the westerly line of Lillie street eastwardly to a point on the northerly line at the line dividing lots No. 19 and 20 and on the south line at a point 19.82 feet eastwardly from the line dividing lots No. 40 and 41 in the said plan and an unnamed 20.0 foot Way, parallel to and 67.0 feet northwardly from Racook street, extending from Lillie street to Crane avenue, all in the 19th Ward of the City of Pittsburgh, be and the same are hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 6, 1935.

Ordinance Book 46, Page 406.

No. 96

AN ORDINANCE — Re-fixing the width and position of the sidewalks and roadway of Carson street East, from South Tenth street to South Seventeenth street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the sidewalks

and the roadway of Carson street East, from South Tenth street to South Seventeenth street be and the same are hereby re-fixed as follows, to-wit:—

The northerly and southerly sidewalks shall each have a uniform width of 9.0 feet and shall lie along and be parallel to their respective street lines.

The roadway shall have a uniform width of 32.0 feet and shall occupy the central portion of the street lying between the sidewalks as above described.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 6, 1935.

Ordinance Book 46, Page 407.

No. 97

AN ORDINANCE — Re-fixing the width and position of the roadway and sidewalks and re-establishing the grade of Carson street West, from a point 292.0 feet west of Telford street to a point 90.70 feet east of Sanford street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the roadway and sidewalks and the grade of Carson street West, from a point 292.0 feet west of Telford street to a point 90.70 feet east of Sanford street be and the same are hereby re-fixed and re-established as follows, to-wit:—

The following described survey line shall be used as a reference line for the purpose of this ordinance, the Stationing thereon being as shown on Plans of Route No. 76, Section 7, Allegheny County, by the Department of High-

ways of the Commonwealth of Pennsylvania.

Beginning at a point of curve on the center line of the 38.0 foot roadway as re-fixed by Ordinance No. 202, approved July 13, 1932 at a point of curve distant 292.0 feet westwardly along the said center line from the westerly line of Telford street produced, the above mentioned point of curve being at Station 76 + 96.86 on the hereinafter described survey line and being perpendicularly opposite Station 52 + 73.96 on the southerly 5.0 foot running line of Carson street West as described in Ordinance No. 512, approved February 16, 1911, and tangency at said point of curve bearing north 45° 16' 40" west; thence shall extend westwardly by the arc of a circle deflecting to the right with a radius of 2864.93 feet and a central angle of 2° 13' 30" to a point of tangent at Station 78 + 08.12; thence by the tangent north 43° 03' 10" west to a point of curve at Station 78 + 60.90; thence westwardly by the arc of a circle deflecting to the left with a radius of 2864.93 feet and a central angle of 1° 37' 30" to a point of tangent at Station 79 + 42.15; thence by the tangent north 44° 40' 40" west to a point of curve at Station 80 + 84.30; thence westwardly by the arc of a circle deflecting to the left with a radius of 819.02 feet and a central angle of 7° 31' 00" to a point of tangent at Station 81 + 91.75 and said Station 81 + 91.75 shall be considered as Station 81 + 91.20 in respect to all points hereinafter mentioned in the description of this survey line; thence by the tangent north 52° 11' 40" west to a point at Station 85 + 0.0, said point being on the center line of the 38.0 foot roadway as re-fixed by Ordinance No. 202, approved July 13, 1932 and distant 90.70 feet eastwardly along said center line from the easterly line of Sanford street produced.

The roadway shall have a uniform width of 38.0 feet, the center

line of which shall coincide with the above described survey line.

The southerly sidewalk shall have a variable width, lying between the above described roadway and the southerly street line.

The northerly sidewalk shall have a variable width, lying between the above described roadway and the northerly line of an easement as fixed by Agreement between the City of Pittsburgh and the Pittsburgh and Lake Erie Railroad Company.

Section 2. The grade of the center line of the roadway shall begin at Station 76 + 96.86 on the above described survey line at an elevation of 45.58 feet; thence shall rise at the rate of 0.80% to a point of curve at Station 77 + 75.0 to an elevation of 46.21 feet; thence by a concave parabolic curve to a point of tangent at Station 79 + 25.0 to an elevation of 48.83 feet; thence shall rise at the rate of 2.70% to a point of curve at Station 80 + 0.0 to an elevation of 50.85 feet; thence by a convex parabolic curve to a point of tangent at Station 82 + 0.0 to an elevation of 51.81 feet; thence shall fall at the rate of 1.75% to a point of curve at Station 84 + 0.0 to an elevation of 48.31 feet; thence by a convex parabolic curve to a point of tangent at Station 85 + 0.0 to an elevation of 45.94 feet.

The grade of the southerly curb line shall be parallel to and 0.37 foot higher than the grade of the center line of the roadway as above described.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 6, 1935.

Ordinance Book 46, Page 407.

No. 98

AN ORDINANCE — Re-fixing the width and position of the roadway and sidewalks and re-establishing the

grade of Carson street West, from a point 53.13 feet east of Fernwood street to the Bridge over Chartiers Creek.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the roadway and sidewalks and the grade of Carson street West, from a point 53.13 feet east of Fernwood street to the Bridge over Chartiers Creek, be and the same are hereby re-fixed and re-established as follows, to-wit:—

The roadway shall have a variable width lying between the following described curb lines.

The southerly curb line, from a point of curve perpendicularly opposite and 6.75 feet north of the southerly street line at a point 53.13 feet east of the easterly line of Fernwood street to Fernwood street shall deflect to the left with a radius of 1100.0 feet; thence to the easterly end of the Bridge over Chartiers Creek shall coincide with the present southerly curb line.

The northerly curb line, from a point perpendicularly opposite the point of curve on the above described southerly curb line to a point of curve distant 46.74 feet westwardly therefrom shall be parallel to and at a perpendicular distance of 44.75 feet north of the southerly street line; thence, extending westwardly, shall deflect to the left with a radius of 1000.0 feet and a central angle of 2° 45' 00" for an arc distance of 48.0 feet to a point of tangent; thence, westwardly by the tangent 44.71 feet to a point of curve; thence westwardly, shall deflect to the right with a radius of 1000.0 feet and a central angle of 2° 45' 00" to a point of tangent, at the easterly end of the Bridge over Chartiers Creek meeting at said point the northerly curb line of the roadway over the Bridge.

The sidewalks shall each have variable widths, lying between the

above described roadway and their respective street lines.

Section 2. The grade of the center line of the roadway shall begin at a point 53.13 feet east of the easterly line of Fernwood Street at an elevation of 31.08 feet; thence shall fall at the rate of 0.60% for a distance of 8.15 feet to a point of curve to an elevation of 31.01 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 31.40 feet; thence shall rise at the rate of 1.35% for a distance of 41.11 feet to a point of curve to an elevation of 31.96 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent at the easterly end of the Bridge over Chartiers Creek to an elevation of 32.15 feet.

The grade of the southerly curb line shall be parallel to and 0.37 foot higher than the grade of the center line of the roadway, as above described.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 6, 1935.

Ordinance Book 46, Page 409.

No. 99

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement for and on behalf of the City of Pittsburgh with the Baltimore and Ohio Railroad Company and its affiliated companies, to-wit: Pittsburgh Junction Railroad Company, Schuylkill Improvement Land Company of Philadelphia, and the Baltimore and Ohio Railroad Company in Pennsylvania, relating to the location, construction and Maintenance of a trunk relief sewer in Four Mile run, extending on, over, across and through

private properties of the said Baltimore and Ohio Railroad Company, and its affiliated companies, from Second avenue northwardly to a point on Saline street in the vicinity of Four Mile Run road, and for the vacation of certain portions of Saline street for improving the alignment of the right of way of said Railroad Company, and its affiliated companies; and for the dedication of certain parcels of land of said Railroad Company, and its affiliated companies, for the easement of angles in Saline street in the vicinity of the proposed trunk relief sewer.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into an agreement, for and on behalf of the City of Pittsburgh, with the Baltimore and Ohio Railroad Company, and its affiliated companies, to-wit: Pittsburgh Junction Railroad Company, Schuylkill Improvement Land Company of Philadelphia, and the Baltimore and Ohio Railroad Company in Pennsylvania, in the manner and form as follows:—

THIS AGREEMENT

MADE AND ENTERED INTO this day of

1935, by and between the BALTIMORE AND OHIO RAILROAD COMPANY, a corporation organized and existing by and under the laws of the Commonwealth of Maryland, and its affiliated companies, to-wit: Pittsburgh Junction Railroad Company, Schuylkill Improvement Land Company of Philadelphia, and the Baltimore and Ohio Railroad Company in Pennsylvania, hereinafter sometimes referred to as "THE RAILROAD COMPANIES", parties of the first part,

AND

the City of Pittsburgh, a municipal corporation of the Commonwealth of Pennsylvania, hereinafter sometimes referred to as "THE CITY", party of the second part,

WITNESSETH

WHEREAS, the City of Pittsburgh has enacted certain legislation providing for the construction of a trunk relief sewer in Four Mile run, extending from Second avenue northwardly to the vicinity of Four Mile Run road, in part on, over, across and through private properties of the said Railroad Companies, and providing for the adjudication of damages occasioned thereby, and

WHEREAS, the said Railroad Companies desire to acquire certain portions of Saline street for the purpose of improving their railroad facilities, and

WHEREAS, the City of Pittsburgh desires to acquire certain property of the said Railroad Companies for the purpose of improving the alignment of Saline street.

NOW, THEREFORE, the parties hereto, for and in consideration of the mutual covenants and conditions hereinafter specified, do hereby agree as follows:

I

The City covenants and agrees with the Railroad Companies as follows:

(a) To construct a trunk relief sewer in Four Mile run, extending from an intersection with the existing trunk sewer at Second avenue; thence across Second avenue, and on, over, across and through private properties of the Railroad Companies, and of H. Lawrence, to Frazier street; thence across Frazier street and Saline street to a connection with existing trunk sewer in Saline street at a point about 26.0 ft. east of Frazier street in the vicinity of Four Mile run road, the center line of which sewer shall be located as follows:

Commencing at Station 0 + 00, point in Second avenue distant 171.02 ft. northwardly from the center line of Greenfield avenue and 8.67 ft. eastwardly from the westerly line of Second avenue; Thence deflecting 60° 23' to the left from a line paralleling Second

avenue at Station 0 + 00, thence extending southwardly a distance of 67.72 ft. to a point of curve at Station 0 + 67.72; thence deflecting to the left 30° 31' by an arc of a curve having a radius of 100 ft. to a point of tangent at station 1 + 20.98; thence tangent to said curve and extending eastwardly a distance of 702.67 ft. to a point of curve at Station 8 + 23.65; thence deflecting to the left 25° 41' 20" by an arc of a curve having a radius of 100 ft. to a point of tangent at Station 8 + 68.50; thence tangent to said curve and extending north-eastwardly 120 ft. to Station 9 + 88.50; said sewer to be constructed to a section having internal dimensions of 14 ft. in width and 12 ft. 11 in. in height; thence by a temporary connection to the existing trunk sewer in the center line of Saline street at a point about 26.0 east of Frazier street; said temporary sewer to, be circular and 68" in diameter. The construction of said sewer and the location thereof to conform with a plan designated as "Exhibit A", which plan is numbered D-5213 and filed in the office of the Bureau of Engineering, of the City, and which was prepared by said Bureau of Engineering. After said plan shall have been verified and approved by the signatures of the Director of the Department of Public Works of said City, and the Chief Engineer of the Baltimore and Ohio Railroad Company, it shall by reference become a part hereof.

(b) To do and perform all of the work necessary to be done to construct the sewer as aforesaid, at its own cost and expense, including the furnishing of all materials therefor. The manner in which the sewer shall be constructed and the method by which supports shall be provided to protect the structures of the said Railroad Companies shall be subject to the approval of the Chief Engineer of the Railroad Companies.

(c) To provide a bond free of cost to the Railroad Companies, covering public liability and prop-

erty insurance in the amount of \$150,000.00 conditioned upon protecting both the City and the Railroad Companies as their respective interests may appear, from loss, cost, damage, expense and claims, and demands therefor, to persons and property caused by, or in any manner occurring out of the prosecution of a contract, or contracts, for the construction of the relief sewer provided for by the terms of this agreement. A certificate, or certificates, of such insurance to be issued by an approved security company shall be subject to approval by the City and the Railroad Companies with respect to the form and all conditions of the bond before commencement of actual construction work.

(d) To bear the full cost of all materials and all work required for the maintenance and repair at all times of said sewer.

(e) To indemnify, protect and save harmless the Railroad Companies from and against all loss, cost, damage and expense and claims, or demands therefor, caused by or attributable to the presence, location, construction, maintenance, repair, use, or removal of the said sewer.

II

The Railroad Companies covenant and agree with the City as follows:

(a) The Railroad Companies hereby grant to the City the right to construct, maintain, repair and use the said Four Mile Run Trunk Relief Sewer, on, over, across and through their properties in the manner shown and specified on Plan aforesaid designated as "Exhibit A" and numbered D-5213, provided that such right shall be subject to adjudication of damages by reason of the construction, use, maintenance and repair of the portion of said sewer extending, on, over, cross and through all of the private properties of the said Railroad Companies between the easterly line of Second Avenue and property line of H. Lawrence near

Frazier street and shown on said plan "Exhibit A" and numbered D-5213.

III

The City further covenants and agrees with the Railroad Companies as follows:

(a) To cause to be enacted legislation as may be necessary to vacate certain portions of Saline street, as shown on said Plan "Exhibit A" and described as follows:

"PARCEL A"

Beginning on the westerly line of Saline street at the first angle North of Greenfield avenue, thence along the said westerly line of Saline street, North $36^{\circ} 28' 45''$ East 90.99 ft. to a point of curve, thence southwardly by the arc of a circle deflecting to the left and having a radius of 460 ft. and a central angle of $22^{\circ} 22' 45''$ for an arc distance of 179.67 ft. to a point of tangent on the said westerly line of Saline street, thence along the said westerly line of Saline street North $14^{\circ} 6'$ East 90.99 ft. to the place of beginning having an area of 531 sq. feet more or less.

PARCEL "B":

Beginning on the northerly line of Saline street at the second angle north of Greenfield avenue, thence along the said northerly line of Saline street North $74^{\circ} 23' 45''$ East 92.82 ft. to the westerly line of Frazier street, thence along the said westerly line of Frazier street South $24^{\circ} 34' 15''$ East 12.05 ft. to a point; thence westwardly by the arc of a circle deflecting to the left and having a radius of 630 ft. and a central angle of $26^{\circ} 46' 36''$ for an arc distance of 294.42 ft. to a point of tangent on the said northerly line of Saline street, the chord of the above described curve having a bearing South $49^{\circ} 52' 3''$ west; thence on the

said northerly line of Saline street North 36° 28' 45" East 216.41 ft. to the place of beginning, having an area of 4521 sq. ft. more or less.

(b) To bear all cost of reimproving Saline street to the relocated lines indicated on the aforesaid plan "Exhibit A" to conform to the vacation of Parcels "A" and "B", and to the dedication as hereinafter stipulated of Parcels "C" and "D", and to conform to the present grade of Saline street, or any grade that may be reestablished by Ordinance of Council. Said Reimprovement to be completed within ten years after the execution of this contract.

(c) The Railroad Companies further covenant and agree with the City as follows:

To dedicate for public street purposes portions of their private property shown on aforesaid Plan "Exhibit A" as Parcels "C" and "D" and described as follows:

PARCEL "C"

Beginning on the easterly line of Saline street at the first angle north of Greenfield avenue, thence along the said easterly line of Saline street North 36° 28' 45" East 79.12 ft. to a point of curve; thence southwardly by the arc of a circle deflecting to the left and having a radius of 400 ft. and a central angle of 22° 22' 45" for an arc distance of 156.24 ft. to a point of tangent to the said easterly line of Saline street, thence along the easterly line of Saline street North 14° 6' East 79.12 ft. to the place of beginning, having an area of 401 sq. ft., more or less.

PARCEL "D"

Beginning on the southerly line of Saline street at the second angle north of Greenfield avenue, thence along the southerly line of Saline street North 74° 23' 45" East 81.63 ft.

to the westerly line of Frazier st., thence along the said westerly line of Frazier st., south 24° 34' 15" East 10.12 ft. to the easterly line of property of the Baltimore and Ohio Railroad Companies, thence along said property line South 3° 56' 45" West 1.32 ft. to a point, thence southwardly by the arc of a circle deflecting to the left and having a radius of 570 ft. and a central angle of 26° 27' 10" for an arc distance of 263.16 ft. to a point of tangent on the said southerly line of Saline street. The chord of the above described curve having a bearing South 49° 42' 20" West, thence along the said southerly line of Saline street North 36° 28' 45" East 195.8 ft. to the place of beginning, having an area of 3674 sq. ft., more or less.

IV

This agreement shall be binding upon the respective successors and assigns of the parties hereto, but shall not become effective until the same has been approved by the Public Service Commission of the Commonwealth of Pennsylvania.

IN WITNESS WHEREOF, the said Railroad Company and its affiliated companies have caused their corporate seals to be hereunto affixed, duly attested and signed pursuant to duly adopted resolutions, true copies of which are attached and made part hereof, and this Contract is signed and executed for the City of Pittsburgh by its Mayor, and Director of the Department of Public Works, with its seal duly affixed, they having been duly authorized so to do by ordinance of Council of said City.

FOR THE RAILROAD COMPANIES:

ATTEST: _____
ATTEST: _____
ATTEST: _____
ATTEST: _____

FOR THE CITY OF PITTSBURGH:

Approved as to Form:

City Solicitor.

ATTEST: _____
Director, Dept. Public Works.

ATTEST: _____
Mayor.

Countersign: _____
City Controller.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 6, 1935.

Ordinance Book 46, Page 410.

No. 100

AN ORDINANCE—Creating and establishing the position of Utility Rate Expert in the Department of Law, prescribing the duties and qualifications, and fixing the compensation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby created and established in the Department of Law the position of Utility Rate Expert, whose compensation shall be at the rate of \$3,600.00 per annum, payable from the salary appropriation made to said Department.*

Section 2. The duties of said Utility Rate Expert shall be to investigate, compile and report data with reference to public utility rates under the direction of the City Solicitor, for the general benefit of consumers and the City of Pittsburgh, and said employee shall have had such training and experience as to qualify him for the intelligent and efficient preparation of such data.

Section 3. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 10, 1935.

Ordinance Book 46, Page 414.

No. 101

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of One (1) ½ Ton Auto Truck for the Bureau of Traffic Planning and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of One (1) ½ Ton Auto Truck for the Bureau of Traffic Planning, at a cost not to exceed the sum of Seven Hundred Fifty (\$750.00) Dollars, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1496 — Bureau of Traffic Planning, Dept. of Public Safety.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 10, 1935.

Ordinance Book 46, Page 415.

No. 102

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of One (1) Utility Automobile Truck for the Bureau of Electricity and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract for the furnishing and delivery of One (1) Utility Automobile Truck at a cost not to exceed the sum of Four Thousand (\$4,000.00) Dollars and to include the trade-in of One O.D. Pierce Arrow Truck, for the Bureau of Electricity, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1477-F Equipment, Bureau of Electricity.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Approved April 10, 1935.

Ordinance Book 46, Page 415.

No. 103

AN ORDINANCE — Re-establishing the grade of Edwards way, from South Twenty-first street to South Twenty-second street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and*

enacted by the authority of the same, That the grade of the southerly line of Edwards way, from South Twenty-first street to South Twenty-second street be and the same is hereby re-established as follows, to-wit:—

Beginning at the easterly line of South Twenty-first street at an elevation of 83.15 feet; thence by a concave parabolic curve for a distance of 30.0 feet to a point of tangent to an elevation of 82.56 feet; thence falling at the rate of 0.9% for a distance of 58.0 feet to a point to an elevation of 82.04 feet; thence falling at the rate of 1.60% for a distance of 120.0 feet to a point to an elevation of 80.12 feet; thence falling at the rate of 2.0% for a distance of 91.0 feet to a point to an elevation of 78.30 feet; thence falling at the rate of 2.50% for a distance of 65.0 feet to a point of curve to an elevation of 76.67 feet; thence by a concave parabolic curve for a distance of 20.0 feet to the westerly line to South Twenty-second street to an elevation of 76.42 feet.

Section 2. That any Ordinance or part of Ordinances, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 8, 1935.

Approved April 11, 1935.

Ordinance Book 46, Page 416.

No. 104

AN ORDINANCE—Vacating a portion of Saw Mill Run boulevard, in the 29th Ward of the City of Pittsburgh, from the former dividing line between Overbrook and Carrick Boroughs to the northeasterly line of the plan of "Oakleigh".

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

a portion of Saw Mill Run Boulevard, in the 29th Ward of the City of Pittsburgh, from the former dividing line between Overbrook and Carrick Boroughs to the northeasterly line of the plan of "Oakleigh" be and the same is hereby vacated according to the following description thereof, to-wit:—

Beginning on the former dividing line between Overbrook and Carrick Boroughs at the intersection of the easterly line of Saw Mill Run boulevard, as widened by Ordinance No. 91 approved April 16, 1934; thence extending north 7° 19' 00" east 98.07 feet to the easterly line of Nobles lane at the intersection of the northeasterly line of the Arthur Lyman's plan of "Oakleigh" of record in the Recorder's Office of Allegheny County in Plan Book Volume 24, pages 148 and 149; thence along the northeasterly line of the plan of "Oakleigh" south 32° 16' 00" east 9.27 feet to the present easterly line of Saw Mill Run boulevard, formerly Library avenue, as laid out in the said plan of "Oakleigh"; thence along the present easterly line of Saw Mill Run boulevard south 0° 31' 30" west 106.01 feet to the former dividing line between Overbrook and Carrick Boroughs; thence along the former dividing line between Overbrook and Carrick Boroughs north 44° 49' 00" west 23.37 feet to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 8, 1935.

Approved April 11, 1935.

Ordinance Book 46, Page 416.

No. 105

AN ORDINANCE— Authorizing and directing the Grading to a width of forty (40) feet and the Paving and

Curbing of Imperial street, from Phillips avenue to the South Line of the Colfax Plan of Lots, including as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

WHEREAS, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Imperial street, from Phillips avenue to the South Line of the Colfax Plan of Lots have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading to a width of forty (40) feet, and the Paving and Curbing of the same; Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Imperial street, from Phillips avenue to the South Line of the Colfax Plan of Lots, be graded to a width of forty (40) feet, paved and curbed, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading to a width of forty (40) feet and the paving and curbing of said street between said points including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not

to exceed the total sum of \$4,000.00 which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 8, 1935.

Approved April 11, 1935.

Ordinance Book 46, Page 417.

No. 106

AN ORDINANCE—Authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of August F. Abel and Flora V. Abel, his wife, situate in the 19th and 20th Wards of the City of Pittsburgh for public playground purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in the said corporation for the acquisition by it of the real estate hereinafter mentioned and described to be used for public playground purposes, therefore:

The Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to proceed in the name, and on behalf of said City and for the use of the same to have taken, appropriated and condemned for public playground pur-

poses in the manner prescribed by law all that certain hereinafter described real estate and property situate in the 19th and 20th Wards of the City of Pittsburgh belonging to August F. Abel and Flora V. Abel, his wife, being as a whole bounded and described as follows:—

Beginning on the northerly line of Broadway at the dividing line between Lots Nos. 688 and 689 in the West Liberty Plan No. 2, of record in the Recorder's Office of Allegheny County in Plan Book Volume 20, pages 116 and 117; thence extending northwardly along the dividing line between the said lots 103.08 feet to the northerly terminus of the same; thence north 58° 30' east 200.21 feet, along the northerly line of Lots Nos. 688 to 682, inclusive, of the said West Liberty Plan No. 2, to a point; thence north 24° 00' west 37.83 feet to the dividing line between Lots Nos. 671 and 672 in the said West Liberty Plan of Lots; thence along the latter mentioned dividing line north 1° 18' east 116.87 feet to the southerly line of Cagwin avenue; thence along the southerly line of Cagwin avenue and along the southerly line of the revised plan of a portion of Banksville Plan of Lots, of record in the Recorder's Office of Allegheny County, Pennsylvania in Plan Book Volume 32, page 66, north 87° 36' west 948.83 feet, more or less, to the westerly line of Lot No. 35 in the said revised plan of a portion of Banksville Plan of Lots; thence northwardly along the westerly line of the said Lot No. 35, 101.98 feet to the southerly line of Bowmore (formerly Lewis) street, as shown on the said above mentioned revised plan; thence westwardly and northwardly along the southerly and westerly line of Bowmore street by various courses and curves 214.93 feet, more or less, to the southerly line of Lot No. 26 in the Banksville Plan of Lots, of record in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book Volume 22, page 29; thence westwardly along the south-

erly line of the said Lot No. 26, 100.0 feet to the westerly line thereof; thence northwardly 30.0 feet along the westerly line of the said lot to the northerly line of the same; thence eastwardly along the northerly line of the same 100.0 feet to the westerly line of Bowmore street at a common intersection with the dividing line between Lots Nos. 58 and 59 in the said Banksville Plan of Lots; thence westwardly along the dividing line between the last mentioned lots 205.0 feet, more or less, to the westerly line of the said last mentioned lots; thence along the boundary of the said Lot No. 59 for the six (6) succeeding distances southwardly 192.8 feet, more or less, eastwardly 60.7 feet, more or less, southwardly 115.0 feet, more or less, eastwardly 154.4 feet, more or less southwardly 90.0 feet, more or less, eastwardly 115.0 feet, more or less, to the dividing line between property of August F. Abel and property now or late of J. E. Reed; thence along the dividing line between property of August F. Abel and property now or late of J. E. Reed and A. Reed for the following three courses and distances: south 30° 16' east 334.81 feet; north 72° 06' east 64.50 feet; south 49° 36' east 187.98 feet to a point; thence north 58° 30' east 415.97 feet to a point; thence south 31° 30' east 150.0 feet to the northwesterly corner of Lot No. 689 in the above mentioned West Liberty Plan No. 2; thence southwardly along the dividing line between Lots Nos. 689 and 690 in the said West Liberty Plan No. 2, 102.94 feet to the northerly line of Broadway; thence eastwardly along the northerly line of Broadway 30.0 feet to the place of beginning.

And the City of Pittsburgh does hereby elect and resolve to take, use, appropriate and condemn the said real estate and property for the purposes aforesaid, the damages therefor not having been agreed upon between the said City and the said owners.

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Pittsburgh, April 15th, 1935.

I do hereby certify that the foregoing Ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds votes of said Council, this 15th day of April, 1935.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 418.

No. 107

AN ORDINANCE—Authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of T. W. Long, situate in the 20th Ward of the City of Pittsburgh, for public purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in the said corporation for the acquisition by it of the real estate hereinafter mentioned and described to be used for public purposes, therefore:

The Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to proceed in the name, and on behalf of said City and for the use of the same to have taken, appropriated and condemned for public purposes in the manner prescribed by law all that certain hereinafter described real estate and property situate in the 20th Ward of the City of Pittsburgh, belonging to T. W. Long, being bounded and described as two separate parcels, designated hereinafter as Portion "A" and Portion "B", as follows:—

PORTION "A"

Beginning at the intersection of the easterly line of Bowmore street and the southerly line of a 15.0 foot unnamed Way, as laid out in the Revised Plan of a portion of Banksville Plan of Lots of record in the Recorder's Office of Allegheny County in Plan Book Volume 32 pages 66 and 67, said place of beginning being at the north-westerly corner of lot numbered 25 in the said plan; thence, extending along the southerly line of said 15.0 foot unnamed Way south 62° 00' 00" east 374.43 feet to a point of curve on the same; thence continuing by the arc of a circle deflecting to the right with a radius of 5.0 feet for an arc distance of 14.46 feet to a point of tangent on the northerly line of Bowmore street; thence along the northerly line of Bowmore street south 89° 24' 00" west 254.41 feet to a point of curve; thence along the northerly and easterly line of Bowmore street by the arc of a circle deflecting to the right with a radius of 75.0 feet for an arc distance of 88.16 feet to a point of tangent; thence along the easterly line of Bowmore street, by the tangent north 23° 15' 00" west 23.39 feet to a point of curve; thence continuing along the easterly line of Bowmore street by the arc of a circle deflecting to the right with a radius of 140.0 feet for an arc distance of 125.23 feet to the place of beginning, being lots numbered 18 to 25 inclusive in the above mentioned plan.

PORTION "B"

Beginning at the intersection of the southerly line of Bowmore street and the southerly line of Cagwin avenue; thence, extending along the southerly line of Cagwin avenue south 62° 00' 00" east 208.90 feet to the southerly line of lot numbered 57 in the above mentioned plan; thence along the southerly line of lots numbered 35 to 57 inclusive, in the said plan south 89° 24' 00" west 801.05 feet to the westerly line of lot numbered 35 in

the said plan; thence along the westerly line of lot numbered 35 in the said plan north 0° 36' 00" west 103.98 feet to the southerly line of Bowmore street; thence, eastwardly along the southerly line of Bowmore street by the arc of a circle deflecting to the left with a radius of 115.0 feet for an arc distance of 30.35 feet to a point of tangent; thence, continuing along the southerly line of Bowmore street by the tangent north 89° 24' 00" east 587.64 feet to the place of beginning, being lots numbered 35 to 57 inclusive in the above mentioned plan.

The City of Pittsburgh does hereby elect and resolve to take, use, appropriate and condemn said real estate and property for the purposes aforesaid, the damages therefor not having been agreed upon between the said City and the said owners.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Pittsburgh, April 15th, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 15th day of April, 1935.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 420.

No. 108

AN ORDINANCE—Fixing a charge of 50c per automotive car (with or without trailer) for twenty-four (24) hours or less for camping privileges in the Schenley Park Tourist Camp for the year 1935.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

there be fixed a charge of 50c per automotive car (with or without trailer) for twenty-four (24) hours or less for camping privileges in the Schenley Park Tourist Camp for the year 1935.

Section 2. This privilege includes the use of kitchen, which is provided with water, gas and electric current.

Section 3. All fees to be collected daily by the Bureau of Parks and paid to the City Treasurer.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Pittsburgh, April 15, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 15th day of April, 1935.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 421.

No. 109

AN ORDINANCE—Providing for the letting of a contract, or contracts, for Refreshment Concessions in City Parks.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be, and they are hereby, authorized, empowered and directed to advertise for bids for the letting of refreshment concessions for the season 1935, in the following park locations:*

I. Schenley Park:

- (1) Bridle path shelter adjacent to Wilnot Street Bridge.
- (2) Merry-go-round.
- (3) Golf Building;

II. Highland Park:

- (1) Stanton avenue entrance,
- (2) Car barn entrance;

III. North Side Commons West Park:

- (1) Shelter house on Lake Elizabeth;

IV. Riverview Park:

- (1) Merry-go-round;

and such other locations in the parks of the City of Pittsburgh as may be approved by the Committee on Parks and Libraries and bids shall be taken on each individual location separately.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 1, 1935.

Pittsburgh, April 15th, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 15th day of April, 1935.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 422.

No. 110

AN ORDINANCE—Authorizing the issuing of a warrant in favor of George E. Scaff in the sum of \$146.90, in payment of insurance on City Council car No. 300, and charging same to Code Account No. 42, Contingent Fund.

WHEREAS, The City of Pittsburgh renewed its insurance on Council car No. 300 for the period from January 31, 1935 to January 31, 1936; and

WHEREAS, Under the provisions of the Act of May 23, 1874, known as "The Wallace Act", the City of Pittsburgh is authorized to direct the payment of any claim against the City without previous authority of law, where the City has received the benefit of the same; Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of George E. Scaff, 1308 Peoples Bank Building, in the sum of \$146.90, in payment of fire, theft, liability, property damage and collision insurance on City Council car No. 300, for the period from January 31, 1935 to January 31, 1936, and to charge the same to Code Account No. Contingent Fund.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 22, 1935.

Approved April 26, 1935.

Ordinance Book 46, Page 422.

No. 111

AN ORDINANCE—Authorizing the execution of an Agreement with the Cleveland and Pittsburgh Railroad Company for a license for a 20" diameter sewer across the right of way of said Railroad Company on line of Said street extended, in the Twenty-Seventh ward of the City of Pittsburgh, Pennsylvania.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works for and in behalf of the City of Pittsburgh, are hereby authorized and directed to execute and deliver an Agreement with the Cleveland and Pittsburgh Railroad Company, in form approved by the City Solicitor and subject to the approval of the Finance Committee of Council of the City of Pittsburgh, for a license to the City to construct and maintain a 20" diameter sewer across the right of way of said Railroad Company on line*

of Said street extended, in the Twenty-Seventh ward of the City of Pittsburgh, Pennsylvania.

Section 2. That any Ordinance or part of Ordinances, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 22, 1935.

Approved April 26, 1935.

Ordinance Book 46, Page 423.

No. 112

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Ten Thousand (10,000) feet, more or less, of Hose for the Bureau of Fire and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of Ten Thousand (10,000) feet, more or less of Hose for the Bureau of Fire, at a cost not to exceed the sum of Eighty-four Hundred (\$8400.00) Dollars, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1469-F. Equipment—Bureau of Fire.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 22, 1935.

Approved April 26, 1935.

Ordinance Book 46, Page 424.

No. 113

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of 1 Electric Refrigerator, Shelving Equipment, and a Four Door Sedan for the Department of Public Welfare and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of One Electric Refrigerator at a cost not to exceed the sum of Nine Hundred (\$900.00) Dollars; Shelving Equipment at a cost not to exceed the sum of Fourteen Hundred (\$1400.00) Dollars; a Four Door Sedan at a cost not to exceed the sum of Eleven Hundred (\$1100.00) Dollars, for the Department of Public Welfare, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amounts set forth above to be chargeable to and payable as follows:

From Code Account No. 1305-F Equipment	\$1100.00
From Code Account No. 1336-F Equipment	\$1400.00
From Code Account No. 1337-F Equipment	\$ 900.00

Department of Public Welfare.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 22, 1935.

Approved April 26, 1935.

Ordinance Book 46, Page 424.

No. 114

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of concrete sidewalks in the City of Pittsburgh, and authorizing the setting aside of the sum of Five Thousand Dollars (\$5,000.00) from Code Account No. 1642 G, Laying Cement Walks, Bureau of Highways & Sewers, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of concrete sidewalks in the City of Pittsburgh and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said city.

Section 2. That for the payment of the cost thereof the sum of Five Thousand Dollars (\$5,000.00), or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1642 G, Laying Cement Walks, Bureau of Highways & Sewers, Department of Public Works, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said funds for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed April 22, 1935.

Approved April 26, 1935.

Ordinance Book 46, Page 425.

No. 115

AN ORDINANCE—Establishing the grade of Jillson avenue, from Kenilworth street to Brookline boulevard.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the westerly curb line of Jillson avenue, from Kenilworth street to Brookline boulevard be and the same is hereby established as follows, to-wit:—*

Beginning at the southerly 8.0 foot curb line of Kenilworth street at an elevation of 441.99 feet; thence falling at the rate of 6% for a distance of 24.0 feet to a point of curve at the northerly curb line of Kenilworth street to an elevation of 440.55 feet; thence by a convex parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 438.69 feet; thence falling at the rate of 12.60% for a distance of 28.0 feet to a point of curve to an elevation of 435.16 feet; thence by a concave parabolic curve for a distance of 200.00 feet to a point of tangent to an elevation of 428.06 feet; thence rising at the rate of 5.50% for a distance of 8.60 feet to the easterly curb line of Brookline boulevard to an elevation of 428.53 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 22, 1935.

Approved April 26, 1935.

Ordinance Book 46, Page 426.

No. 116

AN ORDINANCE—Re-establishing the grades of the westerly curb line of Warrington avenue West at the

first and second curves north of Boggs avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grades of the westerly curb line of Warrington avenue. West at the first and second curves north of Boggs avenue be and the same are hereby re-established as follows, to-wit:—*

RE-ESTABLISHED GRADE AT THE FIRST CURVE NORTH OF BOGGS AVENUE

Beginning on the westerly curb line at a point 150.0 feet south of the first curve north of Boggs avenue at an elevation of 203.19 feet (curb as set); thence rising at the rate of 6.89% for a distance of 150.0 feet to the point of horizontal curve at the beginning of the first curve north of Boggs avenue to an elevation of 213.53 feet; thence rising at the rate of 5.23% for a distance of 253.49 feet to the point of horizontal tangent at the end of the first curve north of Boggs avenue to an elevation of 226.79 feet; thence rising at the rate of 4.63% for a distance of 75.0 feet to a point to an elevation of 230.26 feet (curb as set).

RE-ESTABLISHED GRADE AT THE SECOND CURVE NORTH OF BOGGS AVENUE

Beginning on the westerly curb line at a point 125.0 feet south of the second curve north of Boggs avenue at an elevation of 263.69 feet (curb as set); thence rising at the rate of 6.82% for a distance of 125.0 feet to the point of horizontal curve at the beginning of the second curve north of Boggs avenue to an elevation of 272.21 feet; thence rising at the rate of 4.60% to the point of horizontal tangent at the end of the second curve north of Boggs avenue to an elevation of 274.74 feet; thence rising at the rate of 4.48% for a distance of 75.0 feet to a point to an elevation of 278.10 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 22, 1935.

Approved April 26, 1935.

Ordinance Book 46, Page 426.

No. 117

AN ORDINANCE—Opening Murdoch street, in the 14th Ward of the City of Pittsburgh, from Northumberland street to Aylesboro avenue, fixing the width and position of the roadway and sidewalks, providing for sloping, parking, retaining walls and steps, re-establishing the grade thereof and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Murdoch street, in the 14th Ward of the City of Pittsburgh, from Northumberland street to Aylesboro avenue be and the same is hereby opened to a width of 50.0 feet in accordance with an ordinance locating the same, entitled "An Ordinance locating Murdoch street, from Homewood avenue (now Northumberland street) to Forbes street" approved June 26th, 1901 and recorded in Ordinance Book Volume 14 page 80.

Section 2. The width and position of the roadway and sidewalks shall be and the same are hereby fixed as follows, to-wit:—

The roadway shall have a uniform width of 26.0 feet, the center line of the roadway coinciding with the center line of the street.

The easterly and westerly sidewalks shall each have a uniform width of 7.0 feet and shall lie along and be parallel to the easterly and westerly lines of the roadway as above described.

The remaining portions of the street lying without the lines of the roadway and sidewalks as above described shall be used for sloping, parking, retaining walls and steps.

Section 3. The grade of the westerly curb line shall be and the same is hereby re-established as follows, to-wit:—

Beginning on the southerly curb line of Northumberland street at an elevation of 336.21 feet; thence by a concave parabolic curve for a distance of 20.0 feet to a point of compound curve to an elevation of 357.01 feet; thence by a concave parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 363.13 feet; thence rising at the rate of 9.29% for a distance of 183.60 feet to a point of curve to an elevation of 380.19 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 382.23 feet; thence rising at the rate of 0.9% for a distance of 20.0 feet to the northerly curb line of Aylesboro avenue to an elevation of 382.41 feet.

Section 4. The Department of Public Works is hereby authorized and directed to cause said Murdoch street, in the 14th Ward of the City of Pittsburgh, from Northumberland street to Aylesboro avenue to be opened in conformity with the provisions of Section 1 of this ordinance.

Section 5. The costs, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 22, 1935.

Approved April 26, 1935.

Ordinance Book 46, Page 427.

No. 118

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway, providing for slopes, parking, retaining walls and steps and establishing the grade of Shawhan avenue, from Brookline boulevard to Brookline boulevard.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the sidewalks and roadway and the grade of the northerly curb line of Shawhan avenue, from Brookline boulevard to Brookline boulevard be and the same are hereby fixed and established as follows, to-wit:—*

The following described survey line shall be used as a reference line for the purpose of this ordinance.

Beginning on the southwesterly 9.0 foot line of Brookline boulevard, (formerly Hunter avenue) 40.0 feet in width, as laid out in the Plan of Fleming Place of record in the Recorder's Office of Allegheny County in Plan Book Volume 22 page 37, at the intersection of a line parallel to and 6.0 feet south of the northerly line of Shawhan avenue, said place of beginning to be known as Station 0 + 0.0; thence extending westwardly, parallel to and 6.0 feet south of the northerly line of Shawhan avenue to a point of curve at Station 2 + 82.61; thence southwestwardly by the arc of a circle deflecting to the left with a radius of 6.0 feet and a central angle of 32° 09' 10" to a point of reverse curve at Station 3 + 16.28; thence southwestwardly by the arc of a circle deflecting to the right with a radius of 20.0 feet and a central angle of 54° 28' 05" to a point of compound curve at Sta-

tion 3 + 35.29, said point of compound curve being on the northerly curb line of Brookline boulevard, as opened by Ordinance No. 223 approved July 31, 1934, at a point radially opposite Station 16 + 50.91 on the survey line of Brookline boulevard, as described in Ordinance No. 252 approved September 15, 1934.

The northerly curb line shall coincide with the herein above described survey line.

The northerly sidewalk shall have a uniform width of 6.0 feet and shall lie north of and contiguous to the above described northerly curb line.

The roadway shall have a uniform width of 20.0 feet and shall lie south of and contiguous to the above described northerly sidewalk.

The southerly sidewalk shall have a uniform width of 6.0 feet and shall lie south of and contiguous to the above described roadway.

The remaining portions of the street lying without the lines of the sidewalks and roadway as above described shall be used for slopes, parking, retaining walls and steps.

Section 2. The grade of the northerly curb line shall begin at Station 0 + 0.0 on the above described survey line at an elevation of 493.64 feet; thence shall fall by a convex parabolic curve to a point of tangent at Station 0 + 31.75 to an elevation of 492.80 feet; thence shall fall at the rate of 5.0% to a point of curve at Station 0 + 89.52 to an elevation of 489.91 feet; thence by a concave parabolic curve to a point of reverse curve at Station 2 + 09.52 to an elevation of 492.91 feet; thence by a convex parabolic curve to a point of tangent at Station 2 + 72.08 to an elevation of 493.54 feet; thence shall fall at the rate of 8.0% to the above mentioned point of horizontal compound curve at Station 3 + 35.29 to an elevation of 488.48 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 22, 1935.

Approved April 26, 1935.

Ordinance Book 46, Page 428.

No. 119

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Ruxton street, from Haberman avenue to Estella avenue including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ruxton street, from Haberman avenue to Estella avenue be graded, paved, and curbed, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.*

Section 2. The Mayor and the Director of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same for proposals for the grading, paving and curbing of said street between said points including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of \$13,500.00 which is the estimate of the whole cost as furnished by the De-

partment of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 22, 1935.

Approved April 26, 1935.

Ordinance Book 46, Page 429.

120

AN ORDINANCE—Authorizing and directing the Grading to a width of forty feet, Paving and Curbing of Murdoch street, from Northumberland street to Aylesboro avenue including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Murdoch street, from Northumberland street to Aylesboro avenue, be graded to a width of forty feet, paved and curbed, the center line of said grade to coincide with the center line of the street as opened, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and di-

rected to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading to a width of forty feet, Paving and Curbing of said street between said points including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of \$9,500.00 which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 22, 1935.

Approved April 26, 1935.

Ordinance Book 46, Page 430.

121

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the west sidewalk and roadway of McCaslin street, from a point about 110 ft. north of Bigelow street to the existing sewer on McCaslin street at Loretta street, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on the west sidewalk and roadway of McCaslin street, from a point 110 ft. north of Bigelow street to the existing sewer on McCaslin street at Loretta street, including as may be necessary, the excavation of exploratory test holes.

Commencing on the west sidewalk of McCaslin street, at a point about 110 ft. north of Bigelow street; thence northwardly along the west sidewalk and roadway of McCaslin street to the existing sewer on McCaslin street at Loretta street. Said sewer to be Terra Cotta pipe and 15 inches in diameter, with 8 inch house lateral sewers extending from the main sewer on the roadway to points about 2 ft. inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of TWO THOUSAND SEVEN HUNDRED (\$2,700.00) DOLLARS which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 22, 1935.

Approved April 26, 1935.

Ordinance Book 46, Page 431.

122

AN ORDINANCE—Authorizing and directing the construction of house sewer laterals on McCaslin street between Loretta street and Greenfield avenue, from the existing sewer on the roadway thereof to points about 2 feet inside the curb lines, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That house sewer laterals be constructed on McCaslin street between Loretta street and Greenfield avenue, from the existing sewer on the roadway thereof to points about 2 feet inside the curb lines, including as may be necessary, the excavation of exploratory test holes.

Said house sewer laterals to be Terra Cotta pipe and 9 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of house sewer laterals as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of

ONE THOUSAND ONE HUNDRED (\$1,100.00) DOLLARS which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 22, 1935.

Approved April 26, 1935.

Ordinance Book 46, Page 432.

No. 123

AN ORDINANCE—Providing for the temporary employment of a Consulting Bridge Engineer and other Engineering Assistants for the preparation of estimates of cost and report on adoption of plans of the Department of Public Works, or the Citizens' Committee on City Plan, for the Fort Duquesne Bridge and Tunnel and related improvements in the Point district, and providing for the payment of salaries and engineering expenses entailed thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there shall be, and there is hereby, created the following temporary positions in the Department of Public Works to assist in the making of an investigation, study, report and estimate of cost on the adoption of plans of the Department of Public Works, or the Citizens' Committee on City Plan, for the Fort Duquesne Bridge and Tunnel and related improvements in the Point district:

- 1 Bridge Engineer—at a rate not to exceed \$400.00 per month
- 2 Designing Engineers—at a rate not to exceed \$350.00 each per month
- 4 Draftsmen—at a rate not to exceed \$200.00 each per month

Section 2. That the Mayor and the Director of the Department of Public Works shall be, and are hereby, authorized and directed to employ a Consulting Bridge Engineer to advise and assist in the making of the aforesaid investigation, study, report and estimate.

Section 3. That for the payment of the cost of the services of said Engineering Assistants and Consulting Bridge Engineer, and of the services of other regular and temporary employees otherwise authorized in the Department of Public Works that may be assigned thereto by the Director of the Department of Public Works, including miscellaneous services and supplies therefor, the sum of TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00), or so much thereof as may be necessary, shall be and is hereby set apart and appropriated from Code Account No. 42, Contingent Fund, and the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, warrants in payment of the cost of said services; the compensation for said Consulting Bridge Engineer not to exceed the sum of Seven Hundred Dollars (\$700.00).

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 29, 1935.

Approved May 4, 1935.

Ordinance Book 46, Page 433.

No. 124

AN ORDINANCE—Making an appropriation for the purpose of

providing funds for the payment of lying-in expenses of women residents of the City of Pittsburgh who are without adequate means of paying for the same.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That for the purpose of providing funds for the payment of lying-in expenses of women residents of the City of Pittsburgh who are without adequate means to pay for the same, the sum of Seventy Thousand (\$70,000.00) Dollars be and the same is hereby appropriated from Bond Fund No. 113, Public Welfare Relief Bonds. Said money shall be disbursed under certificates issued by the Director of the Department of Public Welfare upon certificates issued by the Allegheny County Emergency Association, and upon a certificate by the said Director the Mayor is authorized to issue and the Controller to countersign warrants in payment of bills for the above purpose.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 29, 1935.

Approved May 4, 1935.

Ordinance Book 46, Page 434.

No. 125

AN ORDINANCE—Amending the amount of \$1,800.00, the estimated cost of the contract of Schwartz Electric Company, Controller's Contract No. 5285, for electrical repairs during the year 1935 in the Department of Public Works, to read \$3,400.00 and authorizing payment of the additional amount of \$1,600.00 from funds appropriated for repairs in the various code accounts in the Department of Public Works for the year 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That Controller's Contract No. 5285, Schwartz Electric Company, for electrical repairs in the Department of Public Works in the amount of \$1,800.00 for the year 1935 be amended to read \$3,400.00.

Section 2. That the additional amount of \$1,600.00 be made payable from funds appropriated during the year 1935 for repairs in various code accounts in the Department of Public Works and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the cost thereof.

Section 3. That the Schwartz Electric Company, Controller's Contract No. 5285 is in accordance with the provisions of Ordinance No. 334, approved December 4, 1934.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 29, 1935.

Approved May 4, 1935.

Ordinance Book 46, Page 434.

No. 126

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Restaurant Equipment for the Pittsburgh City Home and Hospitals at Mayview, Pa. and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of Restaurant

Equipment for the Pittsburgh City Home & Hospitals at a cost not to exceed the sum of Twenty-six Hundred Fifty Dollars (\$2650.00), in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1337-P Equipment, Department of Public Welfare.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 29, 1935.

Approved May 4, 1935.

Ordinance Book 46, Page 435.

No. 127

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for making repairs and improvements to certain bridges and streets of the City and to the Highland Park Zoo, and describing said work and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the lowest responsible bidder or bidders for making the following improvements, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City:—

IMPROVEMENTS	NATURE OF REPAIRS	Estimated Code	
		Cost	Acct.
So. Millvale Ave. Bridge over P. R. R.	Repairs to drainage system and pier.	\$1000.00	1570
Baum Blvd. Bridge over P. J. R. R. Meadow St. Bridge over Neg. Run So. Negley Ave. Bridge, P. R. R. North & Irwin Ave. Bridge Beechwood Blvd. Bridge, over Forward Ave.	Repairs to sidewalks on approaches and on structures.	\$2700.00	1570
Wharton St. and Brady St., Northwesterly Corner	Widening of roadway and reconstruction of curb return and side- walk.	\$ 750.00	1553
Edwards Way at So. Twenty-First St. and So. Twenty-Second St.	Reconstruction of curb returns; im- provement of drain- age; and adjustment of intersection.	\$1000.00	1553
Highland Park Zoo	Grading and drainage of paddocks and con- struction of gates in paddock fences.	\$1000.00	B.F. 122

Section 2. That for the payment of the cost thereof, the sums, amounting to the estimated costs above set forth, or so much thereof as may be necessary, shall be and the same are hereby set apart and appropriated from the respective code accounts above set forth, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 29, 1935.

Approved May 4, 1935.

Ordinance Book 46, Page 435.

No. 128

AN ORDINANCE—Setting aside and dedicating certain property, in the Eighteenth ward of the City of Pittsburgh, for public use for highway pur-

poses, for the widening of Saw Mill Run boulevard.

Whereas, the City of Pittsburgh by its Ordinance No. 74, approved February 13, 1925, took, appropriated and condemned for public park purposes divers properties in the Eighteenth ward of the said City; and

Whereas, said City enacted its Ordinance No. 165, approved March 21, 1929, of record in Ordinance Book, Vol. 41, page 156, entitled "An Ordinance relocating, laying out and opening Library road, in the Eighteenth ward of the City of Pittsburgh, of a width of seventy feet on land occupied for park purposes from the southerly line of the Kaiser Place Plan of Lots to Edgebrook avenue"; and

Whereas, said City thereafter opened and dedicated said Library road, now known as Saw Mill Run boulevard, to a width of seventy feet for public highway purposes and caused the same to be permanently improved for purposes of general public travel; and

Whereas, in the judgment of the Mayor and the City Council of said City a portion of the property taken for public park purposes should be

used for highway purposes for the widening of Saw Mill Run boulevard; therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a strip of ground having a uniform width of ten feet lying along the westerly line of Saw Mill Run boulevard as opened by the said Ordinance No. 165 from the line dividing the properties of M. M. Loughran and the City of Pittsburgh, north of Timberland avenue, to the line dividing properties of the City of Pittsburgh and S. Machaj, north of Edgebrook avenue, is hereby set aside and dedicated for public use for highway purposes for the widening of Saw Mill Run boulevard.

Section 2. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said described strip of ground for highway purposes, in conformity with the provisions of this Ordinance.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 29, 1935.

Approved May 4, 1935.

Ordinance Book 46, Page 436.

No. 129

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement, for and on behalf of the City of Pittsburgh, with the West Liberty & Suburban Street Railway Company and the Pittsburgh Railways Company, relating to the relocating and reconstructing of the street railway of the said Railway Companies and the necessary appurtenances and equipment therefor, on, over and upon Brookline boulevard, as now opened, extending from, and between West Liberty avenue to and

Pioneer avenue, in the 19th Ward of the City of Pittsburgh; said agreement to be in form as herein set forth, and providing, *inter alia*, for conveyance of title by the Railway Companies to the City of the land over and upon which the street railway is situate, and for reservation to said Railway Companies of the exclusive and perpetual right to construct maintain and operate a double track street railway on, over and upon said part of said Brookline boulevard, as opened; and for reimbursement by the City to the Railway Companies of the cost of such relocation and reconstruction of the said street railway and necessary appurtenances and equipment therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into an agreement, for and on behalf of the City of Pittsburgh, with the West Liberty & Suburban Street Railway Company and the Pittsburgh Railways Company, in manner and form as follows:

THIS AGREEMENT

Made and entered into this _____ day of _____, 1935, by and between WEST LIBERTY AND SUBURBAN STREET RAILWAY COMPANY and PITTSBURGH RAILWAYS COMPANY, both corporations organized and existing under the laws of the Commonwealth of Pennsylvania, hereinafter sometimes referred to as the "Railways Companies", parties of the first part.

AND

CITY OF PITTSBURGH, a municipal corporation of said Commonwealth, hereinafter sometimes referred to as the "City", party of the second part.

WITNESSETH

Whereas, West Liberty and Suburban Street Railway Company owns a double-track electric street railway line and owns in fee simple the land upon which same is constructed and situated over Brookline boulevard as now opened, from West Liberty avenue to Pioneer avenue in the Nineteenth ward of the City of Pittsburgh; and the Pittsburgh

Railways Company is in possession of and operating said electric street railway line under an agreement with West Liberty and Suburban Railway Company, dated June 21, 1910; and

Whereas, the City desires to widen, grade, pave and otherwise improve said Brookline boulevard as now opened, between West Liberty avenue and Pioneer avenue, and for those purposes desires to acquire title in fee simple to all of the land belonging to and in possession of said Railway Companies upon which said double-track electric street railway line is situated and constructed; and has requested the Railway Companies to convey said land to it for said purposes; and

Whereas, the Railway Companies are willing to comply with the desires of the City in said respects upon the terms and conditions hereinafter set forth;

NOW, THEREFORE, the parties hereto, for and in consideration of the mutual covenants and conditions hereinafter specified, do hereby agree as follows:

I

The West Liberty and Suburban Street Railway Company, for itself, its successors and assigns, covenants and agrees to grant, bargain and sell, by General Warranty deed and by other proper muniments of title, in fee simple, free and clear of all encumbrances, except as hereinafter expressly provided, to the City, its successors and assigns, and the Pittsburgh Railways Company, for itself, its successors and assigns, covenants and agrees to remise, release and quitclaim to the City its successors and assigns, the following:

ALL that certain lot or strip of tract of land situate in the Nineteenth ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, of a uniform width of thirty (30) feet at grade of the roadbed of the Railway Companies; being fifteen (15) feet in width on each side of the following described monumented center line, together with such additional widths as shall have been neces-

sary for the slopes of the cuts and fills in conjunction with the construction and maintenance of the roadbed of the West Liberty and Suburban Street Railway Company;

BEGINNING at Station 0 plus 00 on the center line of West Liberty avenue, one hundred eighty-eight (188) feet, more or less, northeastwardly from the intersection of the center line of West Liberty avenue with the center line of Brookline boulevard; thence by a curve deflecting to the left to which the center line of West Liberty avenue is tangent, having a radius of four hundred fourteen and twenty hundredths (414.20) feet for a distance of one hundred forty-nine and four tenths (149.4) feet to a point of tangency at Station 1 plus 49.4; thence through lands formerly of West Liberty Improvement Company the following eight courses and distances, viz:— South 29° 26' West for a distance of four hundred sixty-five and one tenth (461.1) feet to an iron monument at a point of curve at Station 6 plus 14.50; thence by a curve deflecting to the left having a radius of one thousand forty-two (1,042) feet for a distance of one hundred (100) feet to an iron monument at the point of tangency at Station 7 plus 14.50; thence South 23° 54' West for a distance of one hundred eighty-eight (188) feet to an iron monument at a point of curve at Station 9 plus 02.50; thence by a curve deflecting to the left having a radius of one hundred ninety-nine and seven tenths (199.7) feet for a distance of four hundred four and three tenths (404.3) feet to an iron monument at the point of tangency at Station 13 plus 06.80; thence North 87° 43' East for a distance of two hundred forty-two and eighty-nine hundredths (242.89) feet to an iron monument at the point of curve at Station 15 plus 49.69; thence by a curve deflecting to the left having a radius of one thousand two hundred six and fifty-seven hundredths (1,206.57) feet for a distance of four hundred seven and thirteen hun-

dredths (407.13) feet to an iron monument at the point of tangency at Station 19 plus 56.82; thence North 68° 23' East for a distance of forty-nine and twenty-one hundredths (49.21) feet to an iron monument at a point of curve at Station 20 plus 08.03; thence by a curve deflecting to the right having a radius of two hundred forty and five tenths (240.5) feet for a distance of ninety-two and eighty-two hundredths (92.82) feet to a point of intersection of the said monumented center line with the center line of Pioneer avenue at Station 20 plus 98.85;

subject, however, to such highways as may have been dedicated, located or opened across any part of said tract or strip of land prior to February 24, 1908, and subject to any prior sale of coal and mining rights, as shown by deeds of record.

Being the same which West Liberty Improvement Company, by deed dated February 24, 1908, and recorded in the Recorder's Office of Allegheny County, Pa., in Deed Book Vol. 1570, page 446, and by a later deed made and executed for the purpose of correcting errors in the description therein, dated January 30, 1911, and recorded in said office in Deed Book Vol. 1703, Page 365, granted and conveyed to West Liberty and Suburban Street Railway Company.

Reserving, however, to the Railway Companies, their successors and assigns, the exclusive and perpetual right to construct, maintain and operate on, over and upon said Brookline Boulevard a double-track electric street railway line, together with all the necessary appurtenances, for the transportation of passengers.

II.

The Railway Companies also covenant and agree with the City as follows:

(a) To reconstruct their tracks, poles and overhead structures and appurtenances on the new street in conformity with a plan designated as "Exhibit A" which plan is numbered

"JA-327," and filed in the office of the Bureau of Engineering of the City, and was prepared by said Bureau; and after said plan shall have been verified and identified by the signatures of the Director of the Department of Public Works of said City and the Vice President and General Manager of said Railway Companies, it shall by reference become part hereof.

(b) To do and perform all of the work which will be necessary to be done to reconstruct their tracks, overhead structures and appurtenances for their street railway, including the furnishing of all materials therefor; said work to be done in conformity with said plan, Exhibit A, and subject to the approval of the Director of the Department of Public Works of the City.

(c) To maintain and keep in good order and repair, at their own cost and expense, the said new tracks, overhead structures and appurtenances for said electric street railway.

III

The City having authorized the opening, widening and improvement of Brookline boulevard, from West Liberty avenue to Pioneer avenue, and its intersections with said termini by the following ordinances:

Opening, by Ordinance No. 223, approved July 31, 1934, widening at West Liberty avenue, by Ordinance No. 224, approved July 31, 1934; widening, from Pioneer avenue to a point 110.04 feet eastwardly therefrom, by Ordinance No. 225, approved July 31, 1934; establishing and re-establishing grade and fixing width and position of roadway and sidewalks, from West Liberty avenue to a point 209.77 feet southeastwardly from Pioneer avenue, by Ordinance No. 252, approved September 15, 1934; grading to certain widths, paving, curbing and otherwise improving, by Ordinance No. 278, approved October 5, 1934.

The City covenants and agrees with the Railway Companies, as follows:

(a) To improve said Brookline boulevard as now opened and as above stated, between West Liberty avenue and Pioneer avenue, in conformity with

said plan, Exhibit A, and said ordinances; and to permit, in conjunction therewith, the said Railway Companies to construct and locate thereon the new street railway tracks, overhead structure, poles and other necessary equipment in conformity with said plan, Exhibit A, and as herein provided.

(b) To reimburse said Railway Companies for the actual reasonable cost of the construction of their track, overhead structures and appurtenances as herein provided for, less the sale or salvage value of all track, overhead structures and appurtenances as shall be removed in conjunction with the reconstruction of said track, overhead structures and appurtenances as herein provided for, provided, however, that said City shall be under no liability whatsoever for the payment of any sum in excess of Fifty Thousand Dollars (\$50,000.00). Such reimbursement shall be made by the City to the Railway Companies upon the submission of a bill therefor by the Railway Companies after the completion of the work to be performed by them as herein provided for. The City shall have the right to inspect the said work of construction and reconstruction as it progresses and to examine and audit the accounts of the Railway Companies showing the cost or expense to be paid by the City as aforesaid.

The actual cost to be paid for by the City shall include all items of expense incurred by the said Railway Companies provided the said items are a reasonable charge and are necessary for the reconstruction of their track, overhead structures and appurtenances, including such things as siding tracks, or other temporary track and overhead construction and material handling charges, and including an allowance of four and eight tenths per cent (4.8%) for engineering, general superintendence, use of small tools and overhead.

(c) To indemnify, protect and save harmless the Railway Companies, their successors and assigns, from and against all and any costs and damages growing out of, or in any way attributable to, the performance of the terms of this agreement relating to the work

to be done in the opening and improving of said street and intersections, and relocating and reconstructing the street railway.

IV

After the completion by the City of the paving of said Brookline boulevard, including the paving between the tracks of the Railway Companies and eighteen (18) inches on each side thereof, as herein provided, the Pittsburgh Railways Company shall maintain and at all times keep in good condition and repair the paving along that portion of said Brookline boulevard within the area of the street railway tracks and eighteen (18) inches on each side thereof; provided, however, that during the effective period of the agreement between the Pittsburgh Railways Company, the Philadelphia Company and the City of Pittsburgh, dated December 20, 1921, generally referred to as the "Traction Conference Board Agreement" and any extensions thereof, the obligation of the Pittsburgh Railways Company in respect to the paving of the aforesaid portion of said Brookline boulevard shall be as provided in said agreement of December 20, 1921, or any extension thereof.

It is expressly understood and agreed that neither the West Liberty and Suburban Street Railway Company nor the purchaser, or purchasers, of the street railway line to be reconstructed under the terms hereof in connection with the foreclosure of the mortgage of the West Liberty and Suburban Street Railway Company to the Colonial Trust Company, Trustee, dated January 30, 1911, and recorded in the Recorder's Office of Allegheny County in Mortgage Book Vol. 1364, page 70, or any mortgage given in renewal or substitution of, or supplemental to, said mortgage dated January 30, 1911, shall in any event or at any time be in any way liable or responsible for the maintenance, repair or renewal of the paving between the tracks to be reconstructed under the terms hereof and eighteen (18) inches on either side thereof, provided, however, that if said West Liberty and Suburban Street Railway Company, or said purchaser

or purchasers, repair or reconstruct said track and such repair or reconstruction work is not performed in conjunction with the paving or repaving of said Brookline boulevard by the City, said West Liberty and Suburban Street Railway Company or said purchaser, or purchasers, as the case may be, shall replace and restore to the same condition as existed immediately prior to the commencement of such repair or reconstruction work, any and all paving disturbed in the performance of such repair or reconstruction work.

V

All work to be performed under the terms of this agreement shall be carried on in such manner as to permit of the operation of care of the Railway Companies over the said street in a manner satisfactory to the Railway Companies and to the Director of the Department of Public Works.

VI

This agreement shall be binding upon the respective successors and assigns of the parties hereto, but shall not become effective until the same has been approved by the Public Service Commission of the Commonwealth of Pennsylvania.

The West Liberty and Suburban Street Railway Company, in pursuance of a resolution duly adopted by its Board of Directors, does hereby constitute and appoint

to be its attorney, for it and in its name, and as and for its corporate act and deed to acknowledge this agreement before any person having authority by the laws of the Commonwealth of Pennsylvania to take such acknowledgment, to the intent that the same may be duly recorded.

The Pittsburgh Railways Company, in pursuance of a resolution duly adopted by its Board of Directors, does hereby constitute and appoint

to be its attorney, for it and in its name, and as and for its corporate act and deed to acknowledge this agreement before any person having authority by the laws of the Com-

monwealth of Pennsylvania to take such acknowledgement, to the intent that the same may be duly recorded.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be duly executed the day and year first above written.

Attest:

Attest:

Attest:

Chief Clerk.

Attest:

Mayor's Secretary.

Approved as to Form:

City Solicitor.

Countersigned:

City Controller.

West Liberty and Suburban Street
Railway Company.

By:

Pittsburgh Railways Company.

By:

City of Pittsburgh.

By:

Director, Dept. of Pub. Works.

Mayor.

Section 2. That pursuant to the terms of said agreement, there is reserved to the said Railways Companies, their successors and assigns, the exclusive right to construct, maintain and operate on, over and upon said part of said Brookline boulevard, a double-track electric street railway line, together with all the necessary appurtenances, for the transportation of passengers.

Section 3. That also pursuant to the terms of said agreement, the City agrees to reimburse the said Railway Companies for the cost of constructing and re-constructing their tracks, overhead structures and necessary appurtenances, and for that purpose there is hereby appropriated the sum of \$50,000.00, or so much thereof, as may be necessary, said sum being hereby set apart and appropriated from Bond

Fund No. 293, New Street Improvement Bonds of 1928, as part of the City's share of the cost of the improvement of said Brookline boulevard as authorized by Ordinance No. 278, approved October 5, 1934; the Mayor is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said Fund for the purpose herein mentioned.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 29, 1935.

Approved May 4, 1935.

Ordinance Book 46, Page 437.

No. 130

AN ORDINANCE—Amending and supplementing Sections 53, 83, 84, 85 and 90, Bureau of Parks, of an Ordinance entitled "An Ordinance fixing the number of officers and employees in all Departments of the City of Pittsburgh and the rate of compensation thereof," approved January 2, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Sections 53, 83, 84, 85 and 90, Bureau of Parks, of an ordinance entitled "An Ordinance fixing the number of officers and employees in all Departments of the City of Pittsburgh and the rate of compensation thereof", approved Jan. 2, 1935, shall be and the same are hereby amended and supplemented as follows:—

Section 53, Line 1, which reads as follows:—

Division Engineer, \$3750.00 per annum, be and the same is hereby eliminated.

Section 83, Line 6, which reads as follows:—

NURSERY FOREMAN, \$2,000.00
per annum
be and is hereby eliminated.

And that Section 83 be supplemented by the addition of items

FORRESTER, \$2,000.00 per annum

STORES CLERK, 1,650.00 per annum

And that Section 84, Line 2, which reads:—

EIGHT FLORISTS for 9 months each

per annum, \$1,650.00

each per annum

shall be and the same is hereby amended to read:—

SIX FLORISTS, \$1,650.00

each per annum

And that Section 84 be supplemented by the addition of item

SCHENLEY CONSERVATORY FORE-

MAN, \$2,000.00 per annum

And that Section 85, Line 4, which reads:—

FOUR GREENHOUSE ATTEND-

ANTS, 6 months each per annum,

..... \$4.75 each per day

shall be and the same is hereby amended to read:

FOUR GREENHOUSE ATTEND-

ANTS, \$4.75 each per day

And that Section 90, Line 2, which reads:—

ASSISTANT SUPERVISOR, \$2,000.00

per annum

be and is hereby eliminated.

And that Section 84, Line 5, which reads:—

FOUR GREENHOUSE ATTEND-

ANTS, 6 months each per annum,

..... \$4.75 per day each

shall be and the same is hereby amended to read:

FOUR GREENHOUSE ATTEND-

ANTS, \$4.75 each per day

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 6, 1935.

Approved May 10, 1935.

Ordinance Book 46, Page 443.

No. 131

AN ORDINANCE—Directing the City Controller to appropriate and set aside various amounts from various

Bond Issue Accounts to various construction Accounts in the Bureau of Water.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City Controller be and he is hereby directed to appropriate and set aside the various amounts from various Bond Issue Code Accounts in the Bureau of Water to certain construction project accounts as follows:*

From 115—Water Works Improvements 1933	\$6,481.95
To 115-1-A Street Improvement Mains—Salaries & Wages	\$6,481.95
From 122—General Improvement Bonds 1934	\$5,997.81
To 122-4-A Street Improvement Mains—Salaries & Wages	\$5,997.81

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 6, 1935.

Approved May 10, 1935.

Ordinance Book 46, Page 444.

No. 132

AN ORDINANCE—Amending Section 1 of an ordinance entitled, "An ordinance amending Section 1 of an ordinance entitled, 'An Ordinance making an appropriation for the purpose of providing funds for the payment of salaries for Architectural expenses for construction and repairs to buildings at the City Home and Hospital at Mayview', approved November 3, 1934", approved March 1, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1 of an ordinance entitled, "An

Ordinance amending Section 1 of an Ordinance making an appropriation for the purpose of providing funds for the payment of salaries for Architectural expenses for construction and repairs to buildings at the City Home and Hospital at Mayview', approved November 3, 1934", approved March 1, 1935, shall be and the same is hereby amended to read as follows:—

"Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, that for the purpose of providing funds for the payment of salaries for Architectural expenses for construction and repairs to buildings at the City Home and Hospital at Mayview, the sum of Eleven Thousand Five Hundred and 00/100 (\$11,500.00) Dollars, be and the same is hereby set apart and appropriated as follows:—*

From Mayview City Home and Hospital Improvement Bonds Series "A", the sum of \$10,250;

From Mayview City Home and Hospital Improvement Bonds Series "B", the sum of \$1,250.00; for payment of one engineer, four architectural draftsmen, one rodman and one stenographer for a period of twelve months, which positions are already created".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 6, 1935.

Approved May 10, 1935.

Ordinance Book 46, Page 444.

No. 133

AN ORDINANCE—Appropriating and setting aside the sum of Seven Hundred (\$700.00) Dollars from Bond Fund No. 118, Public Work Relief Bonds, Series "C" for rental of equip-

ment and labor for improvement of Foley Street Playground.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That for the purpose of providing funds for the payment of the cost for rental of equipment and labor for the improvement of Foley Street Playground, the sum of Seven Hundred and no/100 (\$700.00) Dollars be and the same is hereby set aside and appropriated from Bond Fund No. 118, Public Work Relief Bonds Series "C".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 6, 1935.

Approved May 10, 1935.

Ordinance Book 46, Page 445.

No. 134

AN ORDINANCE — Re-fixing the width and position of the sidewalks and roadway of Forbes street, from Sixth avenue to Stevenson street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadway of Forbes street, from Sixth avenue to Stevenson street, shall be and the same are hereby re-fixed as follows, to-wit:—

The sidewalks, from Sixth avenue to a point 222.0 feet east of the easterly line of Magee street, shall each have a uniform width of 8.50 feet and shall lie along and contiguous to their respective street lines; thence to Stevenson street, the southerly sidewalk shall have a uniform width of 8.50 feet and shall lie along and contiguous to the southerly street line and the northerly sidewalk shall conform

to the present northerly sidewalk.

The roadway, from Sixth avenue to a point 222.0 feet east of the easterly line of Magee street shall have a uniform width of 33.0 feet and shall occupy that portion of the street lying between the above described sidewalks; thence to Stevenson street, the roadway shall have a variable width and shall occupy that portion of the street lying between the above described sidewalk.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 6, 1935.

Approved May 10, 1935.

Ordinance Book 46, Page 446.

No. 135

AN ORDINANCE—Appropriating the sum of Sixty-three Thousand (\$63,000.00) Dollars from the proceeds of the sale of bonds authorized by Ordinance No. 284, approved December 5th, 1933, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One Million Four Hundred Thousand (\$1,400,000.00) Dollars, and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purposes, viz: Providing supplies, materials, equipment, labor and supervision (including engineering expenses) for the improvement of streets, parks, playgrounds, wharves, sewers, water lines, bridges and other public properties of the City of Pittsburgh, the labor to be provided from among the unemployed, and providing for the redemption of said bonds and the payment of interest thereon," said bonds being known and designated as "Public Works Relief Bonds, 1933, Series C", Code Account No. 118, for the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and supervision including en-

engineering expenses, the labor to be provided from among the unemployed, for the improvement and repair of streets and thoroughfares, in the amount hereinbelow set forth, for the Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the sum of Sixty-three Thousand (\$63,000.00) Dollars, from the proceeds arising from the sale of bonds, authorized by Ordinance No. 284, approved December 5th, 1933, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One Million Four Hundred Thousand (\$1,400,000.00) Dollars, and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purposes, viz: Providing supplies, materials, equipment, labor and supervision (including engineering expenses) for the improvement of streets, playgrounds, wharves, sewers, water lines, bridges and other public properties of the City of Pittsburgh, the labor to be provided from among the unemployed, and providing for the redemption of said bonds and the payment of interest thereon," said bonds being known and designated as "Public Works Relief Bonds, 1933, Series C", Code Account No. 118, shall be and the same are hereby set apart and appropriated for the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and supervision including engineering expenses, the labor to be provided from among the unemployed, for the work

following, in the amount respectively set forth, and designating a Code Account therefor, the Department of Public Works:

	Code	Amount	Account
For the improvement and repair of streets and thoroughfares	\$63,000.00	118-1a.	

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 6, 1935.

Approved May 16, 1935.

Ordinance Book 446, Page 446.

No. 136

AN ORDINANCE—Amending Section 1 of Ordinance No. 26, entitled "An Ordinance creating and establishing additional positions in the Bureau of Recreation, Department of Public Works, and fixing the compensation therefor", approved February 7th, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Section 1 of Ordinance No. 26, entitled "An Ordinance creating and establishing additional positions in the Bureau of Recreation, Department of Public Works, and fixing the compensation therefor", approved February 7th, 1935, which reads as follows:—

1 Stenographer, Six months	\$ 600.00	per annum
3 Caretakers	1,430.00	each per annum
1 Playground Director, Female	1,900.00	per annum
32 Recreation Leaders, Female	4.40	each per day
Recreation Leaders, Female, 735 days	4.40	" " "
Sewing Instructors, Female, 375 days	4.40	" " "
1 Playground Director, Male	1,900.00	per annum
13 Recreation Leaders, Male	4.40	each per day
Recreation Leaders, Male, 420 days	4.40	" " "
Manual Train. Instructors, Male, 378 days	4.40	" " "
13 Swimming Guards	4.40	" " "
Laborers, (as needed)	4.00	" " "
4 Matrons, (as needed)	3.30	" " "

shall be and the same is hereby amended to read as follows:—

1 Stenographer, Six Months	\$1,200.00 per annum
3 Caretakers	1,430.00 each per annum
2 Playground Directors	1,900.00 " " "
4 Recreation Leaders	1,590.00 " " "
5 Recreation Assistants	1,430.00 " " "
25 Recreation Leaders. (as needed)	4.40 " " day
11 Swimming Guards. (as needed)	4.40 " " "
3 Matrons, (as needed)	3.30 " " "
Laborers, (as needed)	4.00 " " "

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 13, 1935.

Approved May 16, 1935.

Ordinance Book 46, Page 447.

No. 137

AN ORDINANCE—Authorizing the issuance of a warrant in payment for services and work done for the Department of Public Welfare, without previous authority of Law, by Albert J. Freyvogel in the sum of \$1186.30.

WHEREAS, Albert J. Freyvogel furnished services as undertaker for 34 burials in the sum of \$916.30, and furnished 52 ambulance trips in the sum of \$270.00 for the Department of Public Welfare without a contract; and

WHEREAS, Under the provisions of the Act of May 23rd, 1874, known as "The Wallace Act" the City of Pittsburgh is authorized to direct the payment of any claim against the City without previous authority of Law, where the City has received the benefit of the same, Now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Albert J. Freyvogel, in the sum of One Thousand One Hundred Eighty-Six and 30/100 (\$1,186.30) Dollars, in payment of Burials and Ambu-

lance Trips for period from March 1, 1935 to April 23, 1935, for the Department of Public Welfare, and charge same to Code Account 1308, Quarantine Relief and Burials.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 13, 1935.

Approved May 16, 1935.

Ordinance Book 46, Page 448.

No. 138

AN ORDINANCE—Authorizing the issuance of warrants in payment for services rendered and materials furnished without previous authority of Law, as follows:—

Signal Service Corporation in the sum of \$184.92, Marshall Elevator Company in the sum of \$1.75, Pittsburgh Gage & Supply Company, in the sum of \$2.40, Paff's Disinfecting Company in the sum of \$68.75, W. T. McCullough Electric Company, in the sum of \$4.33, South Hills Ornamental Iron and Wire Works Company in the sum of \$349.50, Frank Kaffka in the sum of \$117.22; Keps Electric Company in the sum of \$29.92.

WHEREAS, Contract with the Signal Service Corporation covering the maintenance of Traffic Beacons in the Bureau of Traffic Planning, Department of Public Safety, for the year 1935, was not officially executed until March 13, 1935, and this amount is for work done prior thereto, and

WHEREAS, the sum estimated in the contract awarded to the South Hills Ornamental Iron and Wire Works Company for Iron and Structural Steel Repairs in the Department of Public Safety for 1934, was insufficient to cover emergency work, which was necessary to be performed, the sum of \$334.30, remains unpaid, and

WHEREAS, the sum estimated in the contract awarded to Frank Kaffka for cell repairs, cell lock repairs, cell key repairs in the Department of Public Safety for 1934, was insufficient to cover emergency work, which was necessary to be performed, the sum of \$117.42, remains unpaid, and

WHEREAS, Supplies were furnished the Department of Public Safety by the Marshall Elevator Company in the sum of \$1.75, Pittsburgh Gage and Supply Company in the sum of \$2.40, Paff's Disinfecting Company in the sum of \$68.75, W. T. McCullough Electric Company in the sum of \$4.33, South Hills Ornamental Iron and Wire Works Company in the sum of \$15.20, Keps Electric Company in the sum of \$29.92, and

WHEREAS, Under the provisions of the Act of May 23, 1874, known as "THE WALLACE ACT", the City of Pittsburgh is authorized to direct the payment of any claim against the City without previous authority of Law, where the City have received the benefit of the same, NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following:—*

SIGNAL SERVICE CORPORATION, for the sum of \$184.92, in payment for maintenance of Traffic Beacons in the Bureau of Traffic Planning, Department of Public Safety, for the period from March 1, 1935 to March 12th, 1935, and charge the same to Code Account No. 1490, Item B-Miscellaneous Services, Bureau of Traffic Planning, Department of Public Safety.

MARSHALL ELEVATOR COMPANY, for the sum of \$1.75 for 1 No. OT Brake Tank Fork, for the Department of Public Safety and charge the same to Code Account No. 1450, Item D-Materials, Bureau of Police.

PITTSBURGH GAGE & SUPPLY COMPANY, for the sum of \$2.40 for floor plates, etc., for the Department of Public Safety and charge the same to Code Account No. 118-14, Rehabilitation of Fire Engine Houses.

PAFF'S DISINFECTING COMPANY for the sum of \$68.75 for disinfectant furnished the Department of Public Safety and charge the same to Code Account No. 1449, Item C-Supplies, Bureau of Police.

W. T. McCULLOUGH ELECTRIC COMPANY for the sum of \$4.33 for electrical materials furnished the Department of Public Safety and charge the same to Code Account No. 118-14, Rehabilitation of Fire Engine Houses.

KEPS ELECTRIC COMPANY for the sum of \$29.92 for electrical supplies furnished the Department of Public Safety and charge the same to Code Account No. 118-14, Rehabilitation of Fire Engine Houses.

FRANK KAFFKA for the sum of \$117.22 for cell repairs, cell lock repairs and other lock and key repairs in the Department of Public Safety and charge the same to Code Account No. 1451-E, Repairs, Bureau of Police, Department of Public Safety.

SOUTH HILLS ORNAMENTAL IRON AND WIRE WORKS for the sum of \$334.30 for iron and structural steel repairs in the Department of Public Safety and charge the same to Code Account No. 1466-E, Repairs, Bureau of Fire.

SOUTH HILLS ORNAMENTAL IRON AND WIRE WORKS for the sum of \$15.20 for materials furnished in the rehabilitation of Fire Engine Houses and charge the same to Code Account No. 118-14, Rehabilitation of Fire Engine Houses.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 13, 1935.

Approved May 16, 1935.

Ordinance Book 46, Page 449.

No. 139

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to carry out an Unemployment Relief Project in conjunction with the Local Works Division of Allegheny County for the bituminous treatment of slag surfaced streets;

Whereas, the Director of the Department Public Works by authority of Resolution No. 136, approved July 30th, 1934, has submitted to the Local Works Division of Allegheny County an application for an Unemployment Relief Project for the bituminous treatment of slag surfaced streets, to be carried out in conjunction with forces provided by the Local Works Division, which application has been approved; and

Whereas, the City of Pittsburgh desires to act in conjunction with the Local Works Division of Allegheny County for the carrying out of this Unemployment Relief Project; NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to carry out and to complete an Unemployment Relief Project for the bituminous treatment of slag surfaced streets, in conjunction with the Local Works Division of Allegheny County.

Section 2. The Director of the Department of Public Works be and he is hereby authorized and directed to requisition the purchase of supplies,

materials and equipment by the Director of the Department of Supplies, to rent or purchase tools, plant, motor trucks and equipment, and to pay for certain engineering and general supervisory expenses, minor repairs, miscellaneous services, office rent and all such costs where the same are not borne by the Local Works Division of Allegheny County, all as may be necessary for the proper performance of such work.

Section 3. The amount of Sixty-Three Thousand (\$63,000.00) Dollars for the payment of expenses to be borne by the City of Pittsburgh, or so much thereof as may be necessary, is hereby set apart as otherwise appropriated from Code Account 118, Public Work Relief Bonds, 1933, Series "C", and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the costs thereof.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 13, 1935.

Approved May 16, 1935.

Ordinance Book 46, Page 451.

No. 140

AN ORDINANCE—Authorizing and directing the Director of the Department of Public Works to provide space in the North Side Market during the remodeling of the market and set rates for the space occupied.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Director of the Department of Public Works is hereby authorized and directed to allocate space in the North Side Market during the remodeling of the market and set the rental values of such space substantially in accordance with the value of the space as

stipulated in existing Ordinance No. 276, passed July 31st, 1922, and approved August 8th, 1922.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 13, 1935.

Approved May 16, 1935.

Ordinance Book 46, Page 452.

No. 141

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of six auto trucks for the Bureau of Water and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing of six automobile trucks for the Bureau of Water the total cost not to exceed the sum of Thirty Seven Hundred Eighty-Five (\$3785.00) Dollars, including the trade-in of six old automobile trucks, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1788-F-Equipment-Bureau of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 13, 1935.

Approved May 16, 1935.

Ordinance Book 46, Page 452.

No. 142

AN ORDINANCE—Providing for the letting of a contract or contracts for the Re-binding of books and the binding of Magazines for the Carnegie Free Library of Allegheny and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and Librarian Custodian shall be and they are hereby authorized and directed to advertise for bids and to award a contract or contracts for the rebinding of 4000 books more or less at a cost not to exceed the sum of \$2000.00; for the rebinding of 1000 books, more or less, at a cost not to exceed the sum of \$500.00; and for the binding of 1000, more or less, magazines at a cost not to exceed the sum of \$1500.00 for the Carnegie Free Library of Allegheny, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amounts set forth above to be chargeable to and payable from Code Accounts

No. 1152 the sum of \$2000.00

No. 1153 the sum of 1500.00

No. 1158 the sum of 500.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 13, 1935.

Approved May 16, 1935.

Ordinance Book 46, Page 453.

No. 143

AN ORDINANCE—Authorizing the issuance of a warrant in favor of the Animal Rescue League of Pittsburgh, in the sum of \$2,161.30.

WHEREAS, pending soliciting of proposals and awarding of Contract for the arrest and disposal of dogs found running at large in the streets of the City of Pittsburgh, for the year 1935, it was necessary to continue the services heretofore rendered by the Animal Rescue League of Pittsburgh, during the months of January and February 1935, and

WHEREAS, Under the provisions of the Act of May 23rd, 1874, known as "THE WALLACE ACT", the City of Pittsburgh is authorized to direct the payment of any claims against the City without previous authority of Law, where the City has received the benefit of the same; NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Animal Rescue League of Pittsburgh, for the sum of \$2,161.30 for services rendered during the months of January and February 1935, and charge the same to Code Account No. 1458-B, Miscellaneous Services, Dog Pound, Bureau of Police.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 6, 1935.

Pittsburgh, May 18th, 1935.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on May 7th, 1935, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date.

whereupon it became a law without his approval under the provisions of the Act of Assembly in such case made and provided.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 453.

No. 144

AN ORDINANCE—Authorizing the issuance of warrants in favor of Hill Top Lumber Co. in the sum of \$306.70; Pittsburgh Trolley and Forge Co. in the sum of \$33.75; Edward Murphy in the sum of \$199.08; James A. McKenna in the sum of \$6.38; Schwartz Electric Co. in the sum of \$16.82 and Junction Coal Co in the sum of \$71.88.

WHEREAS, the Hill Top Lumber Co. was instructed to deliver to the City Home and Hospital at Mayview, lumber in the amount of \$306.70, which was a duplicate order awarded to and delivered by the Higgins Lumber Co., and

WHEREAS, the Pittsburgh Trolley and Forge Co. was awarded a contract by the Department of Supplies for forty-five steel Painters' Clamps in the amount of \$33.75 which order was duplicated by the Department of Public Works, and

WHEREAS, Edward Murphy furnished Plumbing Repairs for the Bureau of Recreation in the sum of \$199.08 after his contract had expired, and

WHEREAS, James A. McKenna furnished Plumbing Repairs for the Bureau of Recreation in the sum of \$6.88 after his contract had expired, and

WHEREAS, the Schwartz Electric Co. furnished Electric Repairs for the Bureau of Recreation in the sum of \$16.82 after their contract had expired, and

WHEREAS, the Junction Coal Co. furnished coke for the Department of Public Works, Bureau of Engineering, in the sum of \$71.88 after their contract had expired, and

WHEREAS, Under the provisions of the Act of May 23rd, 1874, known as "The Wallace Act" the City of Pittsburgh is authorized to direct the payment of any claims against the City of Pittsburgh without previous authority of Law where the City has received the benefit of the same, Now, therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants, as follows—

Hill Top Lumber Company in the sum of Three Hundred Six and 70/100 (\$306.70) Dollars, for lumber furnished the City Home and Hospital at Mayview, and charge same to Code Account No. 1333, Materials, Department of Public Welfare,

Pittsburgh Trolley and Forge Company in the sum of Thirty-three and 75/100 (\$33.75) Dollars for steel Painters' Clamps furnished the Bureau of Parks and charge same to Code Account No. 1801, Department of Public Works,

Edward Murphy and James A. McKenna in the sums of One Hundred Ninety-nine and 08/100 (\$199.08) Dollars and Six and 88/100 (\$6.88) Dollars, respectively, for Plumbing Repairs furnished the Bureau of Recreation and charge same to Code Account No. 1906, Repairs, Department of Public Works,

Schwartz Electric Co. in the sum of Sixteen and 82/100 (\$16.82) Dollars, for Electrical Repairs furnished Bureau of Recreation and charge same to Code Account No. 1906, Repairs, Department of Public Works,

Junction Coal Co. in the sum of Seventy-one and 88/100 (\$71.88) Dollars for coke furnished the Bureau of Engineering and charge same to Bond Fund No. 118-15.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 20, 1935.

Approved May 25, 1935.

Ordinance Book 46, Page 454.

No. 145

AN ORDINANCE—Appropriating the sum of Eighteen Thousand Five Hundred (\$18,500.00) Dollars from Public Work Relief Bonds, 1933, Series "C", Code Account 118, which bonds were authorized by Ordinance No. 284, approved December 5th, 1933, for the repair and improvement of streets and sewers, for the sealing of mines and treatment of mine fires, for the rental of office and warehouse space, purchase of supplies and materials, purchase or rental of engineering equipment and payment of miscellaneous services for engineering, planning and research projects, for the payment of salaries and wages for the making of surveys and the preparation of plans and estimates, for the repairing, repaving and/or paving of blockstone or brick surfaced streets, and for the improvement of parks, all to be carried out as Unemployment Relief Projects in the Department of Public Works.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of Eighteen Thousand Five Hundred (\$18,500.00) Dollars arising from the sale of Public Work Relief Bonds, 1933, Series "C", Code Account 118, which bonds were authorized by Ordinance No. 284, approved December 5th, 1933, or so much thereof as may be necessary, shall be and the same are hereby set apart and appropriated for the repair and improvement of streets and sewers, for the sealing of mines and treatment of mine fires, for the rental of office and warehouse space, purchase of supplies and materials, purchase or rental of engineering

equipment and payment of miscellaneous services for engineering, planning and research projects, for the payment of salaries and wages for the making of surveys and the preparation of plans and estimates, for the repairing,

repaving and/or paving of blockstone or brick surfaced streets, and for the improvement of parks, all to be carried out as Unemployment Relief Projects in the Department of Public Works, in the amounts hereinbelow set forth:

		AMOUNT	CODE ACCT.
Item No. 1	For the repair and improvement of streets and thoroughfares in the City of Pittsburgh	\$ 4000.00	118-1
Item No. 2	For the repair and improvement of sewers of the City of Pittsburgh	\$ 4000.00	118-3
Item No. 4	For the rental of office and warehouse space, purchase of supplies and materials, purchase or rental of engineering equipment, and payment of miscellaneous services for engineering, planning and research projects carried out as Unemployment Relief Projects	\$ 5,500.00	118-7
Item No. 5	For salaries and wages for the making of surveys and the preparation of plans and estimates on projects carried out as Unemployment Relief Projects	\$ 5000.00	118-7A
		<u>\$18,500.00</u>	

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 20, 1935.

Approved May 25, 1935.

Ordinance Book 46, Page 455.

No. 146

AN ORDINANCE—Providing for the abatement of tax penalties and interest on delinquent taxes, pursuant to the provisions of Act No. 52, approved May 1, 1935.

WHEREAS, On May 1, 1935, Act No. 52, authorizing the abatement of certain tax penalties and interest on city taxes, was duly approved by the Governor of the State of Pennsylvania; Now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council

assembled, and it is hereby ordained and enacted by the authority of the same, That in all cases where city taxes for the year 1935 are paid in full on or before November 1, 1935, the taxpayer may arrange to pay delinquent city taxes for the year 1934 and preceding years in five (5) equal installments as provided in said Act No. 52; any taxpayer desiring to anticipate the payment of delinquent taxes for the year 1934 and preceding years may also avail himself of the provisions of Act No. 52, providing current taxes for the year 1935 are paid in full.

SECTION 2. A copy of said Act No. 52, is hereto attached, and made part of this Ordinance.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 20, 1935.

Approved May 25, 1935.

Ordinance Book 46, Page 456.

No. 147

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of One (1) Four Door Sedan for the City Paymaster, Department of the Mayor and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract for the furnishing and delivery of One (1) Four Door Sedan at a cost not to exceed the sum of Sixteen Hundred Thirty-nine (\$1639) Dollars including the trade-in of one old Cadillac now in use, for the City Paymaster, Department of the Mayor, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1020 F—Department of the Mayor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 20, 1935.

Approved May 25, 1935.

Ordinance Book 46, Page 457.

No. 148

AN ORDINANCE— Changing the name of a portion of Brookline boulevard, (formerly Hunter avenue), in the 19th Ward of the City of Pittsburgh, from West Liberty avenue to Pioneer avenue, to "Wenzell avenue".

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That the name of that portion of Brookline boulevard, (formerly Hunter avenue), in the 19th Ward of the City of Pittsburgh, from West Liberty avenue to Pioneer avenue, as laid out in the Plan of Fleming place of record in the Recorder's Office of Allegheny County in Plan Book Volume 22 page 37 and in the Plan of Hughey Farms of record in the Recorder's Office of Allegheny County in Plan Book Volume 19 pages 142 and 143, and not included within the lines of Brookline boulevard, as opened by Ordinance No. 223 approved July 31, 1934 and of Brookline boulevard, as widened by Ordinance No. 224 approved July 31, 1934, be and the same is hereby changed to "Wenzell avenue".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 20, 1935.

Approved May 25, 1935.

Ordinance Book 46, Page 458.

No. 149

AN ORDINANCE— Vacating Jillson avenue, in the 19th Ward of the City of Pittsburgh, from Plainview avenue to Brookline boulevard, and Edgevale way, in the same ward, from Jillson avenue to Brookline boulevard.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Jillson avenue, in the 19th Ward of the City of Pittsburgh, from Plainview avenue to Brookline boulevard, and Edgevale way, in the same ward, from Jillson avenue to Brookline boulevard, as the same are laid out in the plan of Fleming place of record in the Recorder's Office of Allegheny County in Plan Book Volume 22 page 37, be and the same are hereby vacated, the same being bounded as follows, to-wit:—

JILLSON AVENUE

Beginning at the intersection of the southerly line of Plainview avenue and the easterly line of Jillson avenue, as the same are laid out in the above mentioned plan of Fleming place; thence extending along the easterly line of Jillson avenue south $31^{\circ} 57' 30''$ east 90.12 feet to the northerly line of Brookline boulevard, as opened by Ordinance No. 223 approved July 31, 1934; thence, westwardly along the northerly line of Brookline boulevard by the arc of a circle deflecting to the right with a radius of 1144.0 feet for an arc distance of 8.45 feet to a point of tangent; thence by the tangent, continuing along the northerly line of Brookline boulevard, north $89^{\circ} 51' 30''$ west 38.76 feet to the westerly line of Jillson avenue; thence along the westerly line of Jillson avenue north $31^{\circ} 57' 30''$ west 63.73 feet to the southerly line of Plainview avenue produced; thence along the southerly line of Plainview avenue produced, north $56^{\circ} 07' 30''$ east 40.02 feet to the place of beginning.

EDGEVALE WAY

Beginning at the intersection of the westerly line of Jillson avenue and the southerly line of Edgevale way, as the same are laid out in the above mentioned plan of Fleming place; thence extending along the southerly line of Edgevale way, south $58^{\circ} 02' 30''$ west 32.23 feet to the northerly line of Brookline boulevard, as opened by Ordinance No. 223, approved July 31, 1934; thence along the northerly line of Brookline boulevard north $89^{\circ} 51' 30''$ west 22.95 feet to a point of curve; thence continuing along the northerly line of Brookline boulevard by the arc of a circle deflecting to the right with a radius of 380.0 feet for an arc distance of 14.27 feet to the northerly line of Edgevale way; thence along the northerly line of Edgevale way, north $58^{\circ} 02' 30''$ east 63.61 feet to the westerly line of Jillson avenue; thence along the westerly line of Jillson avenue, south $31^{\circ} 57' 30''$ east 20.0 feet to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 20, 1935.

Approved May 25, 1935.

Ordinance Book 46, Page 458.

No. 150

AN ORDINANCE—Vacating a portion of Saw Mill Run boulevard, in the 32nd Ward of the City of Pittsburgh, from the southerly line of Maytide street produced, to a point 90.60 feet northwardly therefrom.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of Saw Mill Run boulevard, in the 32nd Ward of the City of Pittsburgh, from the southerly line of Maytide street produced, to a point 90.60 feet northwardly therefrom be and the same is hereby vacated in accordance with the hereinafter description thereof, to-wit:—

Beginning on the westerly line of Saw Mill Run boulevard, 60.0 feet in width, as fixed by Overbrook Borough Ordinance No. 294, approved December 20, 1929, at the intersection of the southerly line of Maytide street produced; thence extending along the southerly line of Maytide street produced north $58^{\circ} 29' 00''$ west 10.02 feet to the westerly line of Saw Mill Run boulevard as widened by Ordinance No. 88, approved April 16, 1934; thence along the westerly line of Saw Mill Run boulevard, as widened by the latter mentioned ordinance, north $28^{\circ} 01' 30''$ east 8.08 feet to a point of curve on the same; thence northwardly, continuing along the same, by the arc of a circle deflecting to the left with a radius of 676.78 feet and a central angle of $6^{\circ} 59' 10''$ for an arc distance of 82.52 feet to a point 90.60 feet north of the southerly line of Maytide street produced, said point being on the dividing

line between property of the City of Pittsburgh and property now or late of John Maines and Bridget Maines, his wife; thence south $18^{\circ} 39' 10''$ west 92.23 feet to the place of beginning, containing 360.0 square feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 20, 1935.

Approved May 25, 1935.

Ordinance Book 46, Page 459.

No. 151

AN ORDINANCE — Re-establishing the grade of Hargrove street, from a point 3.09 feet to a point 262.18 feet northwest of the westerly line of West Liberty avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the southwesterly curb line of Hargrove street, from a point 3.09 feet to a point 262.18 feet northwest of the westerly line of West Liberty avenue be and the same is hereby re-established as follows, to-wit:—

Beginning on the southwesterly curb line of Hargrove street at a point 3.09 feet northwestwardly along the same from the present westerly line of West Liberty avenue, 70.0 feet in width, at an elevation of 172.40 feet, said place of beginning being at the westerly 10.0 foot curb line of West Liberty avenue, as proposed to be widened; thence falling at the rate of 3.50% for a distance of 28.55 feet to a point of curve to an elevation of 171.40 feet; thence by a concave parabolic curve for a distance of 30.0 feet to a point of tangent to an elevation of 172.15 feet; thence rising at the rate of 8.50% for a distance of 120.53 feet to a point

of curve to an elevation of 182.39 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point to an elevation of 187.62 feet, more or less, (curb as set), said last mentioned point being 262.18 feet northwest of the present westerly line of West Liberty avenue, 70.0 feet in width.

All elevations used in this ordinance are in the Precise Level Datum of the City of Pittsburgh, which Datum is 696.35 feet above Sea Level Datum.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 20, 1935.

Approved May 25, 1935.

Ordinance Book 46, Page 460.

No. 152

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Elrod Way, from Lemington avenue to Joshua street including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes, letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Elrod way, from Lemington avenue to Joshua street, be graded, paved and curbed, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Common-

wealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of \$24,500.00 which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 20, 1935.

Approved May 25, 1935.

Ordinance Book 46, Page 461.

No. 153

AN ORDINANCE—Amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of

Appeals; and imposing penalties", approved August 9, 1923, and supplements thereto, by changing the Zone Map, Twenty-ninth ward, formerly Carrick Borough, so as to change from an "A" Residence Use District to a Commercial Use District all that certain property at the southeasterly corner of Brownsville road and The Boulevard, having a frontage of 60.00 feet on Brownsville road and 100.00 feet on The Boulevard.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties", approved August 9, 1923, and supplements thereto, and recorded in Ordinance Book, Vol. 34, page 556, shall be and the same is hereby amended by changing the Zone Map, Twenty-ninth ward, formerly Carrick Borough, so as to change from an "A" Residence Use (U-4) District to a Commercial Use (U-3) District all that certain property at the southeasterly corner of Brownsville road and The Boulevard, having a frontage of 60.00 feet on Brownsville road and 100.00 feet on The Boulevard.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 20, 1935.

Approved May 25, 1935.

Ordinance Book 46, Page 462.

No. 154

AN ORDINANCE—Repealing Ordinance No. 556, entitled, "An Ordinance granting to J. L. Lewis and Lewis Publishing Co. permission to make copies of all Ordinances, Official Police Regulations, Rules and Orders, then in effect, pertaining to Traffic and Parking; to compile, codify and publish same with privilege to distribute both through sale and free circulation for advertising purposes, and providing that similar permission shall not be given to any other person, firm or corporation so long as J. L. Lewis and Lewis Publishing Co. shall make correct revision, publish and deliver to the City of Pittsburgh, without cost to it, 2500 copies twice during each year," approved July 14, 1927.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

Ordinance No. 556, entitled, "An Ordinance granting to J. L. Lewis and Lewis Publishing Co. permission to make copies of all Ordinances, Official Police Regulations, Rules and Orders, then in effect, pertaining to Traffic and Parking; to compile, codify and publish same with privilege to distribute both through sale and free circulation for advertising purposes, and providing that similar permission shall not be given to any other person, firm or corporation so long as J. L. Lewis and Lewis Publishing Co. shall make correct revision, publish and deliver to the City of Pittsburgh, without cost to it, 2500 copies twice during each year," approved July 14, 1927, shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 20, 1935.

Approved May 25, 1935.

Ordinance Book 46, Page 462.

No. 155

AN ORDINANCE—Granting unto the Confraternity of Christian Doctrine of the Diocese of Pittsburgh, the right to and privilege to construct, maintain, use and operate a vault, water well, and pump in the easterly sidewalk area on Ferry street adjoining its property between Third avenue and Boulevard of the Allies, in the First ward, City of Pittsburgh, Penna.; said vault being located 20 feet from the northeasterly corner of the Boulevard of the Allies.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That The Confraternity of Christian Doctrine of the Diocese of Pittsburgh in the First ward of the City of Pittsburgh, Penna. is hereby given the right, privilege and authority to construct, maintain, use and operate at its own cost and expense, a vault, water well and pump in the easterly sidewalk area on Ferry street adjoining its property in the First ward, City of Pittsburgh, Penna. and located as follows, to wit:—

Beginning at a point on the easterly line of Ferry street distant 20 feet northwardly from the northerly line of the Boulevard of the Allies, thence deflecting to the left 90°-0'-0" in a westerly direction for the distance of 6 feet to a point, thence deflecting to the right 90°-0'-0" in a northerly direction for a distance of 15 feet to a point, thence deflecting to the right 90°-0'-0" in an easterly direction for a distance of 6 feet to a point, thence deflecting to the right in a southerly direction 15 feet to a point, the place of beginning, said storage vault to be constructed of re-inforced concrete with ample strength to carry the heaviest traffic, said vault to be used for the purpose of installing a water well and pump for use in the Confraternity of Christian Doctrine Building of the Diocese of Pittsburgh, the said vault shall be constructed according to the provisions of this Ordinance and in accord with the plan identified as Pro-

posed Sidewalk Vault for the Confraternity of Christian Doctrine Diocese of Pittsburgh, 20 feet northwardly from the northerly line of the Boulevard of the Allies in the easterly sidewalk area of Ferry street, First ward, City of Pittsburgh, Penna. said plan filed in the office of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, City of Pittsburgh, Penna. and known as accession number E-429.

Section 2. The said Confraternity of Christian Doctrine of the Diocese of Pittsburgh, prior to the beginning the construction of the said storage vault, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans in triplicate, showing the location and all details for the construction of the said storage vault, said plans and the construction of the storage vault itself shall be subject to the approval and supervision of the Director of Public Works.

Section 3. The right and privilege herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets and also to Ordinances of the City of Pittsburgh relating thereto and to the provisions of any general Ordinances which have been or may hereafter be passed relating to the construction, maintenance and use of storage vaults on City streets and compensation for the same.

Section 4. The Confraternity of Christian Doctrine of the Diocese of Pittsburgh, shall bear the full cost and expense of the repaving and repair of any street pavement damaged, repair of sewers, water lines and any other surface and subsurface structures, which may be in any way damaged or disturbed by reason of the construction maintenance, use and operation of said storage vault. All the work including the repaving or repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director of Public Works may order and shall be subject to his approval and supervision.

Section 5. The right and privilege

granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said storage vault upon giving to the Confraternity of Christian Doctrine of the Diocese of Pittsburgh, at least six months written notice from the proper officers of the City, pursuant to a Resolution or Ordinance of Council, and the Confraternity of Christian Doctrine of the Diocese of Pittsburgh, when so notified, shall, at or before the expiration of said six months, remove the said storage vault and replace the street in its original condition at its own cost and expense.

Section 6. The Confraternity of Christian Doctrine of the Diocese of Pittsburgh shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property including the street and subsurface structures therein, caused by or arising out of the construction, maintenance, use and operation of said storage vault, and it is a condition of this grant the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing right and privileges are granted subject to the conditions that this Ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approved by the Mayor of the City of Pittsburgh, the Confraternity of Christian Doctrine of the Diocese of Pittsburgh, shall file with the proper officers of the City of Pittsburgh, its certificate of acceptance, accepting the provisions of this Ordinance, said certificate of acceptance to be executed by the President or Secretary of the Confraternity of Christian Doctrine of the Diocese of Pittsburgh, with its corporate seal affixed thereto.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 20, 1935.

Approved May 25, 1935.

Ordinance Book 46, Page 463.

No. 156

AN ORDINANCE—Fixing the position of the high sidewalk along the easterly side of Saw Mill Run boulevard, from Overbrook boulevard to Dartmore avenue, establishing the grade thereof and providing for slopes, parking, the construction of retaining walls and steps.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the position of the high sidewalk along the easterly side of Saw Mill Run boulevard, from Overbrook boulevard to Dartmore avenue and the grade thereof be and the same are hereby fixed and established as follows, to-wit:—

The high sidewalk along the easterly side of Saw Mill Run boulevard, from Overbrook boulevard to Dartmore avenue shall conform to the sidewalk as now constructed, the location of which is described as follows:

The center line of the sidewalk shall begin at the northerly line of Overbrook boulevard at a point about 16.0 feet west of the easterly line of Saw Mill Run boulevard, as widened by Overbrook Borough Ordinance No. 306 approved December 30, 1929; thence shall extend northwardly 160.0 feet to a point about 3.5 feet west of the easterly line of Saw Mill Run boulevard, as laid out in the Overbrook Plan of Lots of record in the Recorder's Office of Allegheny County in Plan Book Volume 25 pages 32-35; thence shall extend northwardly to Dartmore avenue, parallel to the easterly line of Saw Mill Run boulevard, as laid out in said plan of lots.

That portion of the street lying between the sidewalk as above described and the easterly sidewalk, as fixed by Ordinance No. 243 approved July 31, 1934 shall be used for slopes, parking, the construction of retaining walls and steps.

The grade of the high sidewalk shall conform to the grade of the sidewalk

as now constructed, which is described as follows:

Beginning at the northerly sidewalk of Overbrook boulevard at an elevation of 237.0 feet; thence rising at the rate of 11.33% for a distance of 57.0 feet to an elevation of 243.46 feet; thence rising at the rate of 14.2% for a distance of 50.0 feet to an elevation of 250.56 feet; thence rising at the rate of 9.42% for a distance of 50.0 feet to an elevation of 255.27 feet; thence rising at the rate of 3.8% for a distance of 100.0 feet to an elevation of 259.07 feet; thence falling at the rate of 0.07% for a distance of 132.0 feet to Dartmore avenue to an elevation of 258.98 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 27, 1935.

Approved June 1, 1935.

Ordinance Book 46, Page 465.

No. 157

AN ORDINANCE—Fixing the position of the high sidewalk along the easterly side of Dartmore avenue, from Sinton way to Saw Mill Run boulevard, establishing the grade thereof and providing for slopes, parking, the construction of retaining walls and steps.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the position of the high sidewalk along the easterly side of Dartmore avenue, from Sinton way to Saw Mill Run boulevard and the grade thereof be and the same are hereby fixed and established as follows, to-wit:

The high sidewalk along the easterly side of Dartmore avenue, from Sinton way to Saw Mill Run boulevard shall conform to the

sidewalk as now constructed, the location of which is described as follows:

The center line of the sidewalk shall be parallel to and approximately 3.5 feet westwardly from the easterly line of Dartmore avenue.

That portion of the street lying between the high sidewalk as above described and the easterly sidewalk, as fixed by Ordinance No. 255 approved September 15, 1934 shall be used for slopes, parking, construction of retaining walls and steps.

The grade of the high sidewalk shall conform to the grade of the sidewalk as now constructed, which is described as follows:

Beginning at the southerly line of Sinton way at an elevation of 260.68 feet; thence falling at the rate of 1.2% for a distance of 40.0 feet to an elevation of 260.20 feet; thence falling at the rate of 1.0% for a distance of 50.0 feet to an elevation of 259.70 feet; thence falling at the rate of 0.2% for a distance of 50.0 feet to an elevation of 259.6 feet; thence falling at the rate of 1.64% for a distance of 50.0 feet to an elevation of 258.78 feet; thence rising at the rate of 0.3% for a distance of 68.0 feet to Saw Mill Run boulevard to an elevation of 258.98 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 27, 1935.

Approved June 1, 1935.

Ordinance Book 46, Page 466.

No. 158

AN ORDINANCE—Authorizing the Mayor to issue and the City Controller to countersign warrants in a

sum which amounts in the aggregate to Forty-Seven Thousand (\$47,000.00) Dollars, to the order of various hospitals and doctors for the payment of lying-in expenses of women residents of the City of Pittsburgh which were authorized by the Allegheny County Emergency Relief Board,

WHEREAS, by action of Council properly approved Seventy-Thousand (\$70,000.00) Dollars was provided for lying-in expenses of women residents of the City of Pittsburgh, and

WHEREAS, the funds provided by said ordinance were exhausted September 2nd, 1934, and

WHEREAS, the Allegheny County Emergency Board continued the service from the date of exhaustion, September 2nd, 1934, until additional funds were provided which was May 4th, 1935, and during which period the said aggregate amount of Forty-seven Thousand (\$47,000.00) Dollars has been incurred, and

WHEREAS, under the provisions of the Act of May 23rd, 1874, known as "The Wallace Act" the City of Pittsburgh is authorized to direct the payment of any claims against the City of Pittsburgh without previous authority of Law, where the City has received the benefit of the same, NOW THEREFORE

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in the aggregate amount of Forty-seven Thousand (\$47,000.00) Dollars, to the order of the various hospitals and doctors of the City of Pittsburgh designated by the Allegheny County Emergency Board to furnish lying-in service for women residents of the City of Pittsburgh, who are without adequate means of paying for the same, from September 2, 1934 to May 4th, 1935, and charge the same to Bond Fund No. 113-5, Public Welfare Relief Bonds.

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 27, 1935.

Approved June 1, 1935.

Ordinance Book 46, Page 467.

No. 159

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of Fifteen Hundred (1500) feet, more or less, of Hose for the Bureau of Water and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract for the furnishing and delivery of Fifteen Hundred (1500) feet, more or less of Hose, at a cost not to exceed the sum of Thirteen hundred fifty (\$1350.00) Dollars for the Bureau of Water, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1754-F Equipment. Bureau of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 27, 1935.

Approved June 1, 1935.

Ordinance Book 46, Page 468.

No. 160

AN ORDINANCE—Authorizing the Mayor and the Director of the De-

partment of Public Works to request proposals and to award a contract or contracts for the foundation for a Soldiers' Tablet at Brookline boulevard and Queensboro street and to advertise for proposals and to award a contract or contracts for repaving of a portion of Salisbury street, approximately sixty feet east of Clover street, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to request proposals for the construction of a foundation for a Soldiers' Tablet at Brookline boulevard and Queensboro street and to advertise for proposals for the repaving of a portion of Salisbury street, approximately sixty feet east of Clover street, and to award a contract or contracts to the lowest responsible bidder or bidders for the making of these improvements and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City at the following estimated costs:

Foundation for Soldiers' Tablet at Brookline blvd. and Queensboro street	\$200.00
Salisbury street Repaving	800.00

Section 2. That for the payment of the costs thereof, the sum of One Thousand (\$1,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account 1553, General Repaving, and the Mayor is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 27, 1935.

Approved June 1, 1935.

Ordinance Book 46, Page 468.

No. 161

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of drains and retaining wall and the reconstruction of the curbs, sidewalk pavements and fence on Arlington avenue, in the vicinity of 427 Arlington avenue, and authorizing the setting aside of the sum of Eight Thousand (\$8,000.00) Dollars for the payment of the cost of said work and Seven Hundred Fifty (\$750.00) Dollars for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Eight Thousand Seven Hundred Fifty (\$8,750.00) Dollars from Bond Fund No. 296.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of drains and retaining wall and the reconstruction of curbs, sidewalk pavements and fence on Arlington avenue, in the vicinity of 427 Arlington avenue, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.*

Section 2. That for the payment of the cost of said construction and reconstruction, the sum of Eight Thousand and (\$8,000.00) Dollars, or so much thereof as may be necessary, and for the payment of engineering expenses, including salaries, wages and miscel-

laneous services in the Department of Public Works, the sum of Seven Hundred Fifty (\$750.00) Dollars, or so much thereof as may be necessary, amounting in the aggregate to Eight Thousand and Seven Hundred Fifty (\$8,750.00) Dollars shall be and the same is hereby set apart and appropriated from Bond Fund No. 296, and the Mayor is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 27, 1935.

Approved June 1, 1935.

Ordinance Book 46, Page 469.

No. 162

AN ORDINANCE — Evidencing the consent of the City of Pittsburgh to the entry upon and use by Allegheny County Authority of portions of the North Wharf of the Monongahela River opposite West street in the Borough of Homestead, Murray avenue, Steelview avenue, Desdemona street, Imogene street and other streets and highways between Hazelwood avenue, Beechwood boulevard and Second avenue for the purpose of constructing and maintaining a bridge across the Monongahela river from the City of Pittsburgh to within the Borough of Homestead and approaches thereto, in conformity with a certain plan; prescribing the terms and conditions of such consent, entry and use; providing for the ultimate conveyance of said highway bridge to the County of Allegheny; and providing for the enactment by the City of Pittsburgh of any and all legislation necessary to make effective such consent, terms, conditions, entry and use, and necessary or desirable for the purposes of acquiring by Allegheny County Authority of certain land in connection therewith, and where necessary or desirable, to re-

quire all public service companies, public utilities and private parties, at their own expense, to make all changes that may be necessary of and in relation to the property and facilities respectively owned by them.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the City of Pittsburgh (hereinafter referred to as the "City") hereby consents to the entry upon and use by Allegheny County Authority (hereinafter referred to as the "Authority") of a portion of the Wharf on the North Bank of the Monongahela river, opposite West street in the Borough of Homestead, Murray avenue, Steelview avenue, Desdemona street, Imogene street and such other streets and alleys between Hazelwood avenue, Beechwood boulevard and Second avenue as may be affected thereby, for the purpose of constructing a highway bridge, with its approaches, across the Monongahela River from the City of Pittsburgh over and along West street to Eighth avenue in said Borough of Homestead, with a ramp from said bridge located in part on Fifth avenue and extending to Amity street in said Borough, in conformity with a certain plan known as "Allegheny County Authority Plan Number 200.6-A," approved by the Board of Members of the Authority on March 5, 1935, (hereinafter referred to as the "Plan") on file in the office of Allegheny County Authority and in the office of the Department of Public Works of the City, in accordance with and subject to the terms and conditions set forth in the following Sections of this Ordinance.

Section 2. All work necessary for the construction of said highway bridge and its approaches shall be done in substantial conformity with and shall be governed by the Plan, which Plan is hereby agreed to and approved.

Section 3. The City shall not do any part of the physical work in connection with or required by the construction of said bridge and its approaches in the City of Pittsburgh, either work of new construction or the alteration and/or relocation of existing facilities

of the City or others, nor shall the City pay or be under obligation to pay any part of the entire cost and expense of such physical work; but all of such physical work including the paving of Imogene street to a width of eighteen feet, shall be done, and the entire cost and expense thereof shall be borne, by the Authority, and others; provided, however, that nothing herein contained shall require the Authority to pay or reimburse to the City all or any part of the cost to the City of designing and/or specifying any part of the work which the City may, by agreement with the Authority, design and/or specify, or all or any part of the cost to the City of supplying such consultation as to, and maintaining such engineering and technical supervision and inspection of the work, or any part thereof, as the City may, by agreement with the Authority, supply and maintain.

Section 4. All condemnation proceedings necessary and appropriate to acquire the land and interests therein necessary for the construction of said bridge and approaches shall be instituted and/or conducted by the Authority, except that if, in the discretion of the Board of Members of the Authority, it shall be convenient, desirable, advantageous or necessary that the City shall institute condemnation proceedings in aid of such construction, the City will enact the necessary legislation to institute such proceedings, and immediately upon acquiring any right to possession of any land, or interests therein, or any other right in virtue thereof, will, for a nominal consideration only, grant, convey, assign, transfer and set over said right of possession and/or other right to the Authority. Whether condemnation proceedings be instituted by the Authority or by the City, said proceedings shall be under the direction of the Authority, which shall have the right to control the same from inception to conclusion, but all such proceedings shall be at the Authority's cost and expense (except that, as to all matters within the territorial limits of the City relating to and/or arising out of the construction of said bridge and approaches, the City will cooperate with the Authority, and the Authority shall be under no obligation to pay or reimburse the City

for any such cooperation); and the Authority shall pay all costs of purchase, awards, verdicts, judgments and damages in connection with and because of the purchase, taking, injury and/or destruction of any and all property incident to such construction and/or the bridge and approaches. Should the City become liable for the payment of any, or any part of any, purchase price, award, judgment and/or damages by reason of its being a party to any such condemnation proceeding, the Authority shall pay the same to the appropriate creditor in each case within sixty (60) days after final adjudication of Viewers' or Court proceedings thereon, whereon, the City will forthwith grant and convey to the Authority all the rights, title and interest acquired by the City in any such land by virtue of any such condemnation proceedings. The City shall not be under obligation to institute any condemnation or other proceedings involving it in any liability for damages for property taken, injured or destroyed in aid of the Authority, until, if requested by the Council of the City, the County of Allegheny shall effectively agree to indemnify the City and save it harmless from any such liability.

Section 5. The City will, upon request of the Authority, effectively demand of each public service company, public utility and private party whose property and/or facilities are located upon streets of the City or upon land owned or to be acquired by the City in aid of the Authority and/or are otherwise affected by said construction or by the bridge and approaches, at its or his own expense, to make all necessary adjustments, repairs, relocations and connections to existing facilities, and to install all necessary new facilities and connections prior to or during said construction; and the City will give and serve all notices to every such public service company, public utility and private party, and take, institute, intervene in, prosecute and/or defend all such proceedings as may be necessary or desirable to accomplish such ends. Any such notices given, action taken, proceeding, intervention, prosecution and/or defense, whether or not made and done in the City's name,

shall be under the direction of the Authority, which shall have the right to control the same from its inception to its conclusion, and shall be made and done at the Authority's cost and expense, except that, as to all matters within the territorial limits of the City relating to and/or arising out of the construction of said bridge and approaches, the City will cooperate with the Authority, and the Authority shall be under no obligation to pay or reimburse the City for any such cooperation. Any moneys received from any source whatever, as benefits assessed by reason or on account of said construction and/or the bridge and approaches, or as voluntary or enforced contributions toward the cost of the same, or otherwise howsoever, whether received by the City or by the Authority, shall be for the use of the Authority, to be applied to its proper corporate purposes, and, if received by the City, will forthwith upon such receipt be paid over by the City to the Authority.

Section 6. Upon the completion of the construction of the bridge and approaches, the Authority shall have jurisdiction and control over the same, and shall be under obligation to maintain and repair the same, which jurisdiction and control, right, title and interest, and obligation to maintain and repair shall extend to the limits of said bridge and approaches as shown on the Plan and shall continue as long as the Authority, under the provisions of its organic law, shall continue to operate and maintain said bridge and approaches, and until the Authority shall, pursuant to the provisions of said law, convey and transfer said bridge and approaches to the County of Allegheny; provided, however, that nothing herein contained shall be understood as requiring the Authority to maintain and repair Imogene street on its present lines or as reconstructed. Without limiting the generality of the foregoing language, the jurisdiction and control above referred to as being in the Authority, its right, title and interest, and its obligation to maintain and repair, shall be understood as conferring and imposing upon the Authority the right and duty at its own expense to maintain the necessary traffic control on said bridge and approaches,

and to provide the necessary illumination thereof, and to save the City harmless in respect of either of said subjects. The Authority shall have the right at any time to arrange for the maintenance, repair, traffic control and illumination of said bridge and approaches as hereinbefore provided by agreement with others, or in any way or ways that will not impose any cost upon the City.

Section 7. The Authority will indemnify the City and save it harmless from any and all claims, actions or demands arising out of, from or in connection with the construction of the bridge and approaches as indicated on the Plan.

Section 8. The City shall have the right at any time to enter upon any streets or highways affected by the construction and location of said bridge and approaches for the purpose of constructing, replacing, repairing or altering any sewers, water lines or other sub-surface facilities of the City, at its own expense, and to restore the same to the condition existing before said entry; provided, however, that in doing the work, it shall be done so as not to interfere with the flow of traffic over or on said bridge and approaches, or to impair in any way the said bridge and approaches and their supporting structures, and said work shall be done under permits issued by the Authority and shall be subject to its control, inspection and supervision.

Section 9. This Ordinance is to be understood as being ancillary to and required by the terms of a certain Loan Agreement entered into between the Authority and the United States of America dated as of August 1, 1934, (a copy of which Loan Agreement, as executed by the Authority and on behalf of the United States of America, is on file in the office of the City Clerk), and as being in its form, content and enactment subject to the approval of the United States of America; and its enactment by the City as and for the act of the City is to be understood as being one of the inducements to the United States of America to perform said Loan Agreement, and to purchase the Bonds and make the Grant thereby contemplated.

Section 10. Collection of tolls in connection with the Homestead High Level Bridge shall be limited to traffic using the bridge, and shall be at rates subject to the continued approval of the United States and/or the Trustee under the Trust Indenture contemplated by the Loan Agreement between the Authority and the United States.

Section 11. Upon payment of all debts and obligations of the Authority incurred in respect to the improvements now included in the Loan Agreement between the Government of the United States and the Authority, to which may be added debts and obligations in respect to the Swimming Pool at North Park and its water supply system, including bonds, the collection of tolls at the Homestead Bridge shall cease and determine, and the Bridge shall thereafter be free of tolls.

Section 12. The consent hereinabove by Section 1 hereof granted shall be ineffective for all purposes unless within sixty (60) days after the passage and approval of this Ordinance, Allegheny County Authority shall file with the City Clerk its certificate of acceptance of the provisions hereof, authorized and executed by its proper officers over its official seal, and unless the construction of the Improvement shall be commenced within one (1) year from the date of the final passage and approval of this Ordinance.

Section 13. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1935.

Pittsburgh, June 4th, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 4th day of June, 1935.

ROBT. CLARK,

Clerk of Council

Ordinance Book 46, Page 470.

No. 163

AN ORDINANCE—Amending a portion of Section 80, Department of Public Works, of Ordinance No. 376, entitled "An Ordinance fixing the number of officers and employes of all Departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* The portion of Section 80, Department of Public Works, of Ordinance No. 376 entitled "An Ordinance fixing the number of officers and employes of all Departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935, which reads as follows:—

Section 80

Three Engineering Draftsmen for 8 months each,

\$1800.00 each per annum

Shall be and is hereby amended to read:—

Section 80

Three Engineering Draftsmen for eleven (11) months each,

\$1000.00 each per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 4, 1935.

Approved June 8, 1935.

Ordinance Book 46, Page 474.

No. 164

AN ORDINANCE—Fixing the width and position of the roadways and sidewalks, providing for slopes, parking, retaining walls and steps and establishing the grade of Merrimac street, from Virginia avenue to Woodruff street and Omaha street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the roadways and sidewalks and the grade of the westerly curb line of Merrimac street, from Virginia avenue to Woodruff street and Omaha street be and the same are hereby fixed and established, as follows to wit:—

The following described survey line shall be used as a reference line for the purpose of this Ordinance.

Beginning on the southerly 19.0 foot curb line of Virginia avenue at a point distant south $78^{\circ} 19' 55''$ east 3.65 feet along the southerly 19.0 foot curb line of Virginia avenue from the intersection of the westerly line of Merrimac street bearing north $9^{\circ} 22' 20''$ east, said place of beginning to be known as Station 0 + 0.00; thence extending south $0^{\circ} 45' 20''$ west to a point of curve at Station 4 + 67.29; thence southwardly and westwardly by the arc of a circle deflecting to the right with a radius of 188.12 feet and a central angle of $42^{\circ} 23' 30''$ to a point of tangent at Station 6 + 06.48; thence by the tangent south $43^{\circ} 08' 50''$ west, along the northerly 10.0 foot curb line of Woodruff street produced, to the northerly 10.0 foot curb line of Woodruff street at Station 6 + 56.48, said Station being perpendicularly opposite a point of tangent on the southerly line of Woodruff street.

The westerly curb line, from Virginia avenue to Woodruff street, shall coincide with the above described survey line.

The easterly curb line, from Virginia avenue to a point of curve perpendicularly opposite Station 3 + 80.20 shall be parallel to and 40.0 feet east of the above described survey line; thence shall extend southwardly, parallel to and 8.0 feet west of the easterly street line, by the arc of a circle deflecting to the left with a radius of 108.0 feet and a central angle of $31^{\circ} 43' 00''$ for an arc distance of 59.78 feet to a

point of tangent; thence by the tangent, continuing parallel to the easterly street line, south $30^{\circ} 57' 40''$ east 24.25 feet to a point of curve; thence southwardly and eastwardly by the arc of a circle deflecting to the left with a radius of 38.09 feet and a central angle of $87^{\circ} 19' 20''$ for an arc distance of 58.05 feet to a point of reverse curve at the northerly 10.0 foot curb line of Woodruff street at a point radially opposite a point of reverse curve on the northerly street line.

The roadway, from Virginia avenue to Station 3 + 80.20, shall have a uniform width of 40.0 feet, lying between the above described curb lines; thence to Woodruff street shall have a variable width, lying between the above described curb lines.

The sidewalks, shall each have a uniform width of 8.0 feet, lying along and contiguous to the above described roadway.

The westerly curb line of that portion of the street to connect with Omaha street shall begin at a point of curve on the above described westerly curb line at Station 2 + 22.43; thence shall extend southwardly by the arc of a circle deflecting to the right with a radius of 100.0 feet and a central angle of $40^{\circ} 43' 00''$ for an arc distance of 71.06 feet to a point of reverse curve; thence, southwardly by the arc of a circle deflecting to the left with a radius of 110.0 feet and a central angle of $39^{\circ} 11' 20''$ for an arc distance of 75.24 feet to a point of tangent; thence, by the tangent southwardly 105.08 feet to a point of curve; thence southwardly and westwardly by the arc of a circle deflecting to the right with a radius of 25.0 feet and a central angle of $97^{\circ} 07' 20''$ for an arc distance of 42.38 feet to a point of tangent on the northerly 6.5 foot line of Omaha street, said point of tangent being 5.0 feet west of the westerly line of Merrimac street.

The roadway, on that portion of

the street connecting with Omaha street, shall have a general width of 22.0 feet, lying east of and contiguous to the above described westerly curb line thereof.

The westerly sidewalk on that portion of the street connecting with Omaha street shall have a uniform width of 6.0 feet, lying west of and contiguous to the above described westerly curb line thereof.

The remaining portions of the street lying without the lines of the above described roadways and sidewalks shall be used for slopes, parking, retaining walls and steps.

Section 2. The grade of the westerly curb line, from Virginia avenue to Woodruff street shall begin at the southerly 19.0 foot curb line of Virginia avenue at an elevation of 342.36 feet, said place of beginning being at Station 0 + 0.00 on the above described survey line; thence shall fall by a convex parabolic curve to a point of tangent at Station 0 + 80.0 to an elevation of 338.74 feet; thence shall fall at the rate of 9.20% to a point of curve at Station 5 + 09.08 to an elevation of 299.26 feet; thence by a concave parabolic curve at a point of tangent at Station 5 + 39.08 feet to an elevation of 293.58 feet; thence shall fall at the rate of 5.0% to a point of curve at Station 6 + 06.48 to an elevation of 292.71 feet; thence by the first half of a convex parabolic curve, having a total length of 100.0 feet and connecting with the established grade of Woodruff street at Station 6 + 56.48 to an elevation of 289.75 feet.

The grade of the westerly curb line of that portion of the street connecting with Omaha street shall begin at Station 2 + 22.43 at an elevation of 325.64 feet; thence shall fall at the rate of 9.20% for a distance of 74.62 feet to a point of curve to an elevation of 318.77 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 316.25 feet; thence shall rise at the rate of 4.16% for a distance of 108.14 feet to a point of curve to an elevation of 320.75 feet;

thence by a concave parabolic curve for a distance of 11.0 feet to the above mentioned point of horizontal tangent at the northerly 6.5 foot line of Omaha street to an elevation of 321.37 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 4, 1935.

Approved June 8, 1935.

Ordinance Book, 46, Page 475.

No. 165

AN ORDINANCE—Requiring all police officers of the City of Pittsburgh to make charges and bring information in certain cases before the Police Magistrate known as the Morals Court Magistrate.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from and after the passage and approval of this Ordinance all police officers of the City of Pittsburgh shall be and they are hereby required and directed to bring all informations and bring all charges in all cases properly and legally brought before a police magistrate of a city of the second class against minors over sixteen years of age and against persons who may be found engaged in and be charged with keeping disorderly, bawdy or assignation houses, street walking, prostitution, solicitation, white slavery, assaults on women, lewd or lascivious conduct, abuse or neglect of family, excessive drinking or illegal selling of liquor when and where either may jeopardize the well-being of the person's immediate family, and crimes involving degeneracy before the police magistrate known as the Morals Court Magistrate.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 27, 1935.

Pittsburgh, June 10th, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council this 10th day of June, 1935.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 477.

No. 166

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Playground Equipment for the Bureau of Recreation and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of Playground Equipment for the Bureau of Recreation at a cost not to exceed the sum of One Thousand (\$1,000.00) Dollars, in accordance with an Act of Assembly entitled "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1907, Equipment, Bureau of Recreation.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 10, 1935.

Approved June 15, 1935.

Ordinance Book 46, Page 477.

No. 167

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of stone and concrete walks, at both the Beechwood boulevard and the Homewood and Reynolds street entrances into Frick Park, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders, for the construction of stone and concrete walks, at both the Beechview boulevard and the Homewood and Reynolds street entrances into Frick Park, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.*

Section 2. That for the payment of the cost thereof, the sum of Ten Thousand (\$10,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account Frick Park Trust Fund, and the Mayor and the Controller be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same are hereby repealed, so far as the same affects this Ordinance.

Passed June 10, 1935.

Approved June 15, 1935.

Ordinance Book 46, Page 478.

No. 168

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to carry out additional work on Unemployment Relief Projects now authorized in conjunction with the Local Works Division of Allegheny County.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to carry out in connection with the Project for the Rehabilitation of Buildings, the Painting of swimming pools, fences at playgrounds or parks, water tanks, gate houses, tool houses, filtration plant structures and similar structures which are under the supervision of the Department of Public Works; and to carry out in connection with the Improvement and Repair of Parks, additional work for the construction of trails, walks, cribs, walls, pools, the improvement of drainage facilities, the clearing of under-brush, the construction of sprinkling systems and the otherwise improvement of Phillips Park, Grandview Park, Highland Park, and small parks, all in accordance with plans on file in the Bureau of Engineering of the Department of Public Works.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 10, 1935.

Approved June 15, 1935.

Ordinance Book 46, Page 478.

No. 169

AN ORDINANCE—Amending the portion of Section 4 of Ordinance No. 295, approved November 3, 1934, entitled, "An Ordinance authorizing and directing the Mayor and the Director

of the Department of Public Works to carry out Unemployment Relief Projects in conjunction with the Relief Work Division of Allegheny County, and designating the location for certain construction projects", that relates to the construction of a sewer on Ashby street and an unnamed way, by providing that said sewer shall be constructed on private property of the Terminal Coal Company and said unnamed way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* The portion of Section 4 of Ordinance No. 295, approved November 3, 1934, entitled, "An ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to carry out Unemployment Relief Projects in conjunction with the Relief Work Division of Allegheny County, and designating the location for certain construction projects", which reads as follows: "From a point on Ashby street and an unnamed way from a point south of said unnamed way on Ashby street to Streets run", shall be amended to read:

"On private property of the Terminal Coal Company, a corporation of the Commonwealth of Pennsylvania, and an unnamed way distant about 640 feet north of Risher street, from a point about 60 feet south of said unnamed way to said unnamed way; thence eastwardly along said unnamed way to Streets run. Said sewer on private property of the Terminal Coal Company to be T. C. pipe and 24" in diameter and on the unnamed way to be T. C. and R. C. pipe and 24" and 30" respectively in diameter. Said sewer is to be constructed in conformity with Plan Accession D-5242, as revised to June, 1935, on file in the Bureau of Engineering".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 10, 1935.

Approved June 15, 1935.

Ordinance Book 46, Page 479.

No. 170

AN ORDINANCE—Fixing the location of a portion of the Streets Run Sanitary Trunk Sewer which extends through the private property of S. Baquet and C. Baquet, from Calera street to Ganges way, and appropriating therefor an easement over said property, and providing for the adjudication of damages occasioned thereby.

WHEREAS, Ordinance No. 295, approved by the Mayor November 3, 1934, authorized and directed the construction of a sewer to be carried out in Streets run and including the extension across the private property of S. Baquet and C. Baquet; and,

WHEREAS, the location of the sewer through said private property has not been fixed; therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the location of the portion of the Streets Run Sewer extending through the private property of S. Baquet and C. Baquet is hereby fixed as follows:

Commencing at the northwesterly line of Ganges way, at a point about 195 feet southwestwardly from Dorley street; thence northwestwardly on, over, across and through the private property of S. Baquet and C. Baquet to the southeasterly line of Calera street, at a point about 150 feet southwest of Dorley street. Said sewer to be T. C. pipe and 24 inches in diameter, and to be constructed in conformity with plan accession No. D-5244 on file in the Bureau of Engineering, Department of Public Works.

Section 2. An easement of a strip of ground of sufficient width to con-

tain said sewer is hereby appropriated from the property of S. Baquet and C. Baquet as described in the first section hereof.

Section 3. Damages occasioned by the appropriation of said property for the location of said sewer shall be adjudicated in conformity with law.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 10, 1935.

Approved June 15, 1935.

Ordinance Book 46, Page 480.

No. 171

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a public sewer on the private property of the Buhl Foundation, from a point at or near the property line of the City of Pittsburgh at Olympia Park to a point approximately 45 feet north of the property line of M. A. Stout; and for the reconstruction of a public sewer from a point 45 feet north of the property line of M. A. Stout, through the property of the Buhl Foundation and of M. A. Stout approximately 85 feet to an existing manhole located on the property of said M. A. Stout, including as may be necessary the excavation of exploratory test holes; and authorizing the setting aside of the sum of Sixteen Thousand Eight Hundred (\$16,800.00) Dollars for the payment of the cost of said work, and Twelve Hundred (\$1200.00) Dollars for the payment of engineering expenses including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Eighteen Thousand (\$18,000.00) Dollars from Bond Fund No. 122, General Improvement Bonds 1934.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a public sewer on the private property of the Buhl Foundation, from a point at or near the property line of the City of Pittsburgh at Olympia Park to a point approximately 45 feet north of the property line of M. A. Stout; and for the reconstruction of a public sewer from a point 45 feet north of the property line of M. A. Stout, through the property of the Buhl Foundation and of M. A. Stout approximately 85 feet to an existing manhole located on the property of said M. A. Stout, including as may be necessary the excavation of exploratory test holes.

Said sewer to be 30 inches in diameter from the point at or near the property line of the City of Pittsburgh to a point 45 feet north of the property of M. A. Stout, and said reconstructed sewer to be 10 inches in diameter from a point 45 feet north of the property of M. A. Stout for a distance of approximately 85 feet to an existing manhole, and all to be constructed in accordance with Plans Accession Nos. D-5283 and D-5284 on file in the Bureau of Engineering, Department of Public Works.

Section 2. That for the payment of the cost of said construction the sum of Sixteen Thousand Eight Hundred (\$16,800.00) Dollars or so much thereof as may be necessary, and for the payment of engineering expenses including salaries, wages and miscellaneous services in the Department of Public Works the sum of Twelve Hundred (\$1200.00) Dollars or so much thereof as may be necessary, amounting in the aggregate to Eighteen Thousand (\$18,000.00) Dollars, shall be and the same is hereby set apart and appropriated from Bond Fund No. 122, General Improvement Bonds 1934, and the Mayor be and he is hereby directed to issue and the City Controller to

countersign warrants drawn on said funds for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 10, 1935.

Approved June 15, 1935.

Ordinance Book 46, Page 481.

No. 172

AN ORDINANCE --Prohibiting unnecessary loud noises from aeroplanes flying over the City of Pittsburgh; prohibiting dropping, throwing or discharging therefrom ballast, instruments, tools, advertising matter or any other material, and prohibiting such flying over the City as will endanger property and persons.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* from and after the approval of this ordinance, no person or persons, firm or corporation, shall fly or cause to be flown, or conduct or cause to be conducted, any aircraft over any part or section of the City of Pittsburgh, using in or upon such aircraft, or connected thereto, any radio, mechanical musical instrument, megaphone, loud speaker or other device used for amplification of the human voice or of any other sounds, for the purpose of promoting the sale of goods, wares or merchandise, or for any other purpose whatsoever.

Section 2. That, on and after the date of this ordinance, the use to promote the sale of goods, wares or merchandise, or for any other purpose, of such radio, mechanical musical instrument, loud speaker or other devices as aforesaid, whereby the sound therefrom is amplified so as to be distinctly audible in buildings or upon the ground and highways within the city

limits, in violation of this ordinance, shall be, and is hereby, declared to be a public nuisance.

Section 3. No person or persons, firm or corporation, conducting or flying in any aircraft over any part of the City of Pittsburgh shall throw out, discharge or drop, or cause or permit to be thrown out, discharged or dropped, from said aircraft, any ballast, instruments, tools, containers, circulars, advertising matter, handbills, waste paper or other article or material whatsoever.

Section 4. No person or persons shall pilot or fly any aircraft over any part or section of the City of Pittsburgh, exclusive of taking off or landing on a licensed landing field, at an altitude less than one thousand (1,000) feet.

Section 5. That any person or persons, firm or corporation, violating any of the provisions of this ordinance shall, upon conviction thereof before any police magistrate of the City of Pittsburgh, be fined in a sum not to exceed One Hundred Dollars (\$100.00) for each offense; and, in default of payment thereof, be committed to the Allegheny County Jail or Allegheny County Workhouse for a period not exceeding thirty (30) days.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 4, 1935.

Pittsburgh, June 17th, 1935.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on June 5th, 1935, and that the Mayor failed to approve or disapprove the same, or to return it to Council within ten (10) days from said date, whereupon it became a law without his approval under the provisions of the Act of Assembly in such case made and provided.

ROBT. CLARK.
Clerk of Council.

Ordinance Book 46, Page 482.

No. 173

AN ORDINANCE — Re-fixing the width and position of the roadway and sidewalks of Butler street, from a point 181.20 feet east of Livonia street to the Heth's Run Bridge, providing for slopes, parking, retaining walls and steps and re-establishing the grade thereof from a point 181.20 feet east of Livonia street to the easterly intersection of Baker street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the roadway and sidewalks of Butler street, from a point 181.20 feet east of Livonia street to the Heth's Run Bridge and the grade of the center line of the roadway thereof, from a point 181.20 feet east of Livonia street to the easterly intersection of Baker street, be and the same are hereby re-fixed and re-established as follows, to-wit:—

The following described survey line shall be used as a reference line for the purpose of this ordinance.

Beginning on the center line of Butler street at a point distant 181.20 feet east of the easterly line of Livonia street, said place of beginning to be known as Station 0 + 0.00; thence extending eastwardly along the center line of the street to a point of curve at Station 0 + 26.67; thence eastwardly by the arc of a circle deflecting to the right with a radius of 200.0 feet and a central angle of 26° 42' 00" to a point of tangent on the center line of the street at Station 1 + 19.87; thence by the tangent along the center line of the street to an angle point at Station 4 + 34.14; thence by a straight line deflecting 1° 34' 55" to the left from the preceeding course to an angle point at Station 5 + 79.03; thence by a straight line deflecting 1° 34' 55" to the right from the preceeding course, parallel to and 24.0 feet south of the northerly street line, to a point of curve at Station 7 + 83.65; thence by the arc of a circle deflecting to the

left with a radius of 324.0 feet and a central angle of 18° 49' 00", continuing parallel to the northerly street line, to a point of tangent at Station 8 + 90.06; thence by the tangent, continuing parallel to the northerly street line to a point of curve at Station 13 + 36.34; thence by the arc of a circle deflecting to the right with a radius of 419.0 feet and a central angle of 19° 11' 30" to a point of tangent at Station 14 + 76.69; thence by the tangent, parallel to and 26.0 feet south of the northerly street line to a point of curve at Station 21 + 76.87; thence by the arc of a circle deflecting to the right with a radius of 519.0 feet and a central angle of 14° 35' 40" to a point of tangent at Station 23 + 09.07; thence by the tangent, parallel to and 28.0 feet south of the northerly street line, to the westerly 10.0 foot line of Baker street at the easterly intersection of Baker street at Station 43 + 27.17.

The roadway, from Station 0 + 0.00 to Station 0 + 12.13 shall have a uniform width of 36.0 feet; thence to Station 1 + 30.19 shall have a variable width ranging from 36.0 feet at the former to 38.0 feet at the latter mentioned Station; thence to the easterly intersection of Baker street at Station 43 + 27.17 shall have a uniform width of 38.0 feet. The center line of the roadway, from a point 181.20 feet east of the easterly line of Livonia street at Station 0 + 0.00 to the easterly intersection of Baker street shall coincide with the above described survey line. The roadway, from the easterly intersection of Baker street to the Highland Park Bridge shall have a uniform width of 39.0 feet, the southerly line of which, shall coincide with the present southerly 12.0 foot curb line; thence to the Heth's Run Bridge shall have a variable width ranging from 39.0 feet at the former to 36.0 feet at the latter mentioned place, the southerly line of which shall coincide with the present southerly 12.0 foot curb line.

The northerly sidewalk, from Station 0 + 0.00 to Station 0 + 33.16 shall have a uniform width of 12.0 feet; thence to Station 1 + 17.59 shall have a variable width ranging from 12.0 feet at the former to 5.0 feet at the latter mentioned Station; thence to Station 13 + 36.34 shall have a uniform width of 5.0 feet; thence to Station 14 + 76.69 shall have a variable width, ranging from 5.0 feet at the former to 6.0 feet at the latter mentioned Station; thence to Chislett street shall have a uniform width of 6.0 feet; thence to the Highland Park Bridge shall have a uniform width of 9.0 feet; thence to the Heth's Run Bridge shall conform to the present northerly sidewalk. The northerly sidewalk shall lie along the northerly line of and contiguous to the above described roadway throughout.

The southerly sidewalk, from Station 0 + 0.00 to Station 0 + 12.13 shall have a uniform width of 12.0 feet; thence to Station 1 + 30.19 shall have a variable width ranging from 12.0 feet at the former to 9.0 feet at the latter mentioned Station; thence to the westerly intersection of Baket street at Station 4 + 34.14 shall have a uniform width of 9.0 feet; from Station 5 + 79.03 to Station 13 + 36.34 shall have a uniform width of 6.0 feet; thence to Station 14 + 76.69 shall have a variable width ranging from 6.0 feet at the former to 7.0 feet at the latter mentioned Station; thence to Morningside avenue shall have a uniform width of 7.0 feet; thence to the easterly intersection of Baker street shall have a uniform width of 9.0 feet; thence to the Heth's Run Bridge shall have a uniform width of 12.0 feet, conforming to the present southerly sidewalk. The southerly sidewalk shall lie along the southerly line of and contiguous to the above described roadway throughout.

The remaining portions of the street lying without the lines of the roadway and sidewalks as

above described shall be used for slopes, parking, retaining walls and steps.

Section 2. The grade of the center line of the roadway shall begin at a point of curve 181.20 feet east of the easterly line of Livonia street at Station 0 + 0.00 on the above described survey line at an elevation of 77.05 feet; thence by a concave parabolic curve to a point of tangent at Station 2 + 18.66 to an elevation of 82.73 feet; thence shall rise at the rate of 6.0% to a point of curve at Station 5 + 79.29 to an elevation of 104.38 feet; thence by a convex parabolic curve to a point of tangent at Station 6 + 79.29 to an elevation of 109.02 feet; thence shall rise at the rate of 3.28% to a point of curve at Station 9 + 62.25 to an elevation of 118.30 feet; thence by a convex parabolic curve to a point of tangent at Station 10 + 62.25 to an elevation of 119.14 feet; thence shall fall at the rate of 1.60% to a point of curve at Station 14 + 82.33 to an elevation of 112.42 feet; thence by a concave parabolic curve to a point of tangent at Station 15 + 82.33 to an elevation of 112.12 feet; thence shall rise at the rate of 1.0% to a point of curve at Station 18 + 17.94 to an elevation of 114.48 feet; thence by a convex parabolic curve to a point of tangent at Station 19 + 17.94 to an elevation of 114.48 feet; thence shall fall at the rate of 1.0% to a point of curve at Station 21 + 42.97 to an elevation of 112.23 feet; thence by a concave parabolic curve to a point of tangent at Station 23 + 42.97 to an elevation of 112.23 feet; thence shall rise at the rate of 1.0% to a point of curve at Station 26 + 65.27 to an elevation of 115.45 feet; thence by a convex parabolic curve to a point of tangent at Station 27 + 65.27 to an elevation of 115.35 feet; thence shall fall at the rate of 1.20% to a point of curve at Station 33 + 10.17 to an elevation of 108.81 feet; thence by a concave parabolic curve to a point of tangent at Station 34 + 10.17 to an elevation of 108.71 feet; thence shall rise at the rate of 1.0% to a point of curve at Station 38 + 38.17 to an elevation of 112.99 feet; thence by a convex parabolic curve to a point of

tangent at Station 39 + 38.17 to an elevation of 112.62 feet; thence shall fall at the rate of 1.75% to the easterly intersection of Baker street at Station 43 + 27.17 to an elevation of 105.81 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 10, 1935.

Approved June 17, 1935.

Ordinance Book 46, Page 483.

No. 174

AN ORDINANCE—Authorizing and directing the placing of sand and gravel filling over the 48" steel water pipe line across the Allegheny River at Twenty-Sixth street and appurtenant work, and setting aside the sum of one thousand five hundred (\$1,500.00) dollars from Bond Fund No. 115 for the payment of the cost and expense thereof and providing for the letting of a contract or contracts therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract, or contracts, to the lowest responsible bidder, or bidders, for placing sand and gravel filling over the 48" steel water pipe line across the Allegheny River at Twenty-Sixth street and work appurtenant thereto, said contract, or contracts, to be awarded for a total sum not to exceed one thousand five hundred (\$1,500.00) dollars.

Section 2. That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into a contract, or contracts, with the successful bidder, or bidders, for the performance of the work in accordance with the laws and

ordinances governing said City.

Section 3. That the sum of One Thousand Five Hundred (\$1,500.00) Dollars, or as much of same as shall be necessary, is hereby set aside and appropriated from Bond Fund No. 115 for the payment, or payments, required for the performance of said work.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 17, 1935.

Approved June 24, 1935.

Ordinance Book 46, Page 485.

No. 175

AN ORDINANCE—Setting aside and appropriating the sum of \$2,000.00 from Bond Fund No. 109, Public Works Bonds 1931, for necessary repairs to streets by the forces of the Bureau of Highways and Sewers, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the sum of \$2,000.00 be set aside and appropriated from Bond Fund No. 109, Public Works Bonds 1931, for necessary repairs to streets by the forces of the Bureau of Highways and Sewers, Department of Public Works.

Section 2. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to purchase the necessary materials in the amount of \$2,000.00 for making these necessary repairs and charge against the amount of \$2,000.00 as set aside and appropriated from Bond Fund No. 109, Public Works Bonds 1931.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 17, 1935.

Approved June 24, 1935.

Ordinance Book 46, Page 486.

No. 176

AN ORDINANCE—Amending a portion of Section 34, Mayview City Home and Hospital, of an ordinance entitled, "An ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935, and the several amendments thereof and supplements thereto.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the line of Section 34, Mayview City Home and Hospital, of an ordinance entitled, "An ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935, which reads,

Six Firemen ... \$6.50 each per day shall be and the same is hereby amended to read,

Seven Firemen for 313 days each per annum ... \$6.50 each per day

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 17, 1935.

Approved June 24, 1935.

Ordinance Book 46, Page 487.

No. 177

AN ORDINANCE — Amending and supplementing Section 82, Department of Public Works, of Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof", approved January 2, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof", approved January 2, 1935, shall be and the same is hereby amended and supplemented as hereinafter set forth:—

DEPARTMENT OF PUBLIC WORKS BUREAU OF PARKS

That Section 82 which was amended by Ordinance No. 63 creating and establishing the following positions:—

3 Architectural Draftsmen (3 months each). \$200.00 each per month

Shall be and it is hereby amended to read:—

3 Architectural Draftsmen (5 months each). \$200.00 each per month

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 17, 1935.

Approved June 24, 1935.

Ordinance Book 46, Page 487.

No. 178

AN ORDINANCE—Authorizing and directing the construction of public sewers on private properties known as Lots Nos. 10 to 15 inclusive, in the Sarah M. Phillips Plan of Lots, reputed to be owned by Mary McQueenie or her heirs, Joseph Kinchius, et ux, Marcus Schultis, and the City of Pittsburgh, and on private property of D. A. Lyons in connection with the improvement of Sophia Evert Playgrounds No. 1 and providing for the adjudication of damages occasioned thereby.

WHEREAS, Ordinance No. 295, approved by the Mayor November 3, 1934, provided for the improvement of Sophia Evert Playgrounds No. 1 as an Unemployment Relief Project in conjunction with the Relief Work Division of Allegheny County, in accordance with plans on file in the Bureau of Engi-

neering, Department of Public Works; and

WHEREAS, said plans indicated the construction of sewers on, over, across and through certain private property as being essentially necessary for the proper drainage of the said playground; and

WHEREAS, the location of the sewer through said private properties has not been fixed; therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the location of the portion of the sewers extending through private properties is hereby fixed as follows:*

Commencing on Lot No. 15 in Sarah M. Phillips Plan of Lots, recorded in plan book, volume 3, page 196, reputed to be owned by Mary McQueenie or her heirs at a point about 65 feet north of Marcus way, thence extending northeastwardly and eastwardly on, over, across and through said Lot No. 15 and Lots No. 14, 13, 12, 11 and 10 as laid out in the above mentioned Plan of Lots and reputed to be owned by Joseph Kinchius et ux, Marcus Schultis and the City of Pittsburgh to a point about 90 feet north of Marcus way on aforesaid Lot No. 10. Also commencing on the north line of an Unnamed way distant about 155 feet south of Marcus way at a point about 150 feet west of the easterly terminus of said Unnamed way, thence extending northwardly on, over, across and through private property of Dennis A. Lyons et ux to the south line of Marcus way, thence continuing northwardly across Marcus way and on, over, across and through aforesaid Lot No. 10 to the northerly line of Lot No. 10. Said sewer to be T. C. pipe and 12 inches in diameter and to be constructed in conformity with plan accession D-5201, Bureau of Engineering, Department of Public Works.

Section 2. An easement of a strip of

ground of sufficient width to contain said sewers is hereby appropriated from the said private properties as described in the first section hereof.

Section 3. Damages occasioned by the appropriation of said property in the location of said sewer shall be adjudicated in conformity with law.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 17, 1935.

Approved June 24, 1935.

Ordinance Book 46, Page 488.

No. 179

AN ORDINANCE—Authorizing and directing the Grading and Paving of Ryolite way (street), from Reyner way to the south line of the H. A. France Plan of Lots, and the construction of a public sewer for the drainage thereof extending along Reyner way to a connection with the existing sewer on Mellon street including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

WHEREAS, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Ryolite way (street), from Reyner way to the south line of the H. A. France Plan of Lots have petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading and paving of the same; Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ryolite way (street), from Reyner*

way to the south line of the H. A. France Plan of Lots, be graded and paved; that a public sewer be constructed for the drainage thereof extending along Reyner way to a connection with the existing sewer on Mellon street, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading and paving of said Way (street) between said points and for the construction of a public sewer for the drainage thereof extending along Reyner Way to a connection with the existing sewer on Mellon Street including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of \$3300.00 which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from propeities specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 17, 1935.

Approved June 24, 1935.

Ordinance Book 46, Page 489.

No. 180

A N ORDINANCE—Granting unto Catino and Dominanzia Cammarata the right and privilege to construct, maintain, use and operate a vault, to be used for the purpose of installing a coal cellar, barrel skid, steps and toilet room, in the westerly sidewalk area adjacent to their propesty at No. 913 Federal street, in the 22nd Ward, City of Pittsburgh, Penna., said vault being located 120.00 feet southwardly from the southerly line of Montgomery avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Catino and Dominanzia Cammarata, of the City of Pittsburgh, Penna., is hereby given the right, privilege and authority to construct, maintain, use and operate at its own cost and expense, a vault, for the purpose of installing a coal cellar, barrel skid, steps and toilet room in the westerly sidewalk area adjacent to their property at No. 913 Federal street, in the 22nd Ward, City of Pittsburgh, Penna., and located as follows to wit:—

Beginning at a point on the westerly line of Federal street, distant 120.00 feet southwardly from the southerly line of Montgomery avenue, thence deflecting to the left 90° - 0' - 00" in an easterly direction for the distance of 11.00 feet to a point, thence deflecting to the right 90° - 0' - 00" in a southerly direction 20.00 feet to a point, thence deflecting to the right 90° - 00' - 00" in a northerly direction 20.00 feet to a point, the place of beginning. Said storage vault to be constructed of re-inforced concrete with ample strength to carry the heaviest traffic, said vault to be used for the installation of a coal cellar, barrel skid, steps and toilet room for use in the building of Catino and Dominanzia Cammarata, the said vault shall be constructed according to the provisions of this Ordinance and in accord with the plan identified as proposed sidewalk vault for Catino and Dom-

inanzia Cammarata, 120 feet southwardly from the southerly line of Montgomery avenue in the westerly sidewalk area at No. 913 Federal street, 22nd Ward, City of Pittsburgh, Penna., said plan filed in the office of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, City of Pittsburgh, Penna., and known as accession number B-430.

Section 2. The said Catino and Dominanzia Cammarata prior to beginning the construction of the said storage vault, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans in triplicate, showing the location and all details for the construction of the said storage vault, said plans and the construction of the storage vault itself shall be subject to the approval and supervision of the Director of Public Works.

Section 3. The right and privilege herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets and also to Ordinances of the City of Pittsburgh relating thereto and to the provisions of any general Ordinances which have been or may hereafter be passed relating to the construction, maintenance and use of storage vaults in City streets and compensation for the same.

Section 4. Catino and Dominanzia Cammarata shall bear the full cost and expense of the repaving and repair of any street pavement damaged, repair of sewers, water lines and any other surface and subsurface structures, which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said storage vault, all of the work including the repaving or repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director of Public Works may order and shall be subject to his approval and supervision.

Section 5. The right and privilege granted by this ordinance are granted upon the express condition that the

City of Pittsburgh, without liability reserve the right to cause the removal of the said storage vault upon giving to Catino and Dominanzia Cammarata at least six months notice from the proper officers of the City, pursuant to a resolution or ordinance of Council, to Catino and Dominanzia Cammarata, when so notified, shall, at or before the expiration of said six months, remove the said storage vault and replace the street in its original condition at its own cost and expense.

Section 6. Catino and Dominanzia Cammarata of Pittsburgh shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damage to persons or property including the street and subsurface structures therein, caused by or arising out of the construction, maintenance, use and operation of said storage vault, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are subject to the conditions that this Ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor of the City of Pittsburgh, Catino and Dominanzia Cammarata shall file with the proper officers of the City of Pittsburgh, its certificate of acceptance, accepting the provisions of this Ordinance, said certificate of acceptance to be executed by the President or Secretary of Catino and Dominanzia Cammarata with its corporate seal affixed thereto.

Section 8. That any Ordinance or part of Ordinance, conflicting with provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 17, 1935.

Approved June 24, 1935.

Ordinance Book 46, Page 490.

No. 181

AN ORDINANCE—To provide for the licensing, by the City Treasurer,

of vending slot machines and other lawful devices designed and used for amusement and entertainment, after application to, and investigation by, the Bureau of Police.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* From and after the passage of this ordinance the City Treasurer is hereby authorized and empowered to issue a license or licenses to any person or persons, firm or corporation for the use or operation, in any place or location, or within any building, whatsoever, within the City of Pittsburgh, of a vending slot machine wherein any coin is inserted, thereby producing therefrom a certain and uniform return in value for the coin so deposited, such as a piece or package of confectionery, article of toilet (except sanitary napkins), card or picture, or other designated article which said vending slot machine is specifically manufactured to lawfully produce. These provisions as to regulations and charges relative to licenses shall apply to the use and operation of machines or apparatus designed and used and operated solely as games for amusement and entertainment. No person not a citizen of the United States shall be granted a license for the use or operation of any slot machine.

Section 2. Said person or persons, firm or corporation using or operating, or causing to be used or operated, any machine or apparatus designated in this ordinance, shall first make personal application for a license or licenses to the Bureau of Police, in the Department of Public Safety; which application shall set forth the name, nationality, residence and present and previous occupation of applicant; specific name and kind of machine; number of machines to be licensed; location where machine or machines are to be set up and operated; and if, after proper investigation by said Bureau, the application is approved, the City Treasurer shall be notified of such approval, and shall thereupon grant a license for each separate machine or apparatus for a period of one year, or part thereof, upon the payment by the applicant or

applicants of a license fee of One (\$1.00) Dollar per annum for each machine, which license shall expire on the last day of December following the granting thereof; and similar application shall be made for renewal of license; Provided, That these regulations and charges relative to licenses shall not apply to automatic collection devices in connection with telephone or gas meters.

Section 3. When such license or licenses is or are granted and the fee therefor paid, the City Treasurer shall issue a metal plate to the applicant or applicants, which shall be fastened and exposed in a conspicuous place, upon each machine so licensed, before such machine may be used or operated.

Section 4. It shall be the duty of any policeman of the City of Pittsburgh, upon view or on information made and warrant issued, to arrest any and all persons violating the provisions of this ordinance, as to one or more machines, and upon conviction before any police magistrate or alderman of the City of Pittsburgh, shall be fined not more than \$10.00 for each separate offense, and in default of payment of said fine, be imprisoned in the Allegheny County Jail or the Allegheny County Workhouse for a period of not more than (10) days.

Section 5. Upon conviction as set forth in Section 4 of this Ordinance, the license or licenses of any person or persons so convicted shall be revoked by the City Treasurer and at least three months shall elapse before another license may be granted to said person or persons.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 17, 1935.

Approved June 27, 1935.

Ordinance Book 46, Page 492.

No. 182

AN ORDINANCE— Authorizing the Mayor and the City Controller to enter into a contract with the Burroughs Adding Machine Company for servicing of equipment.

WHEREAS, the Department of City Controller has fifty-four Burroughs machines, and

WHEREAS, these machines are patented and can only be serviced successfully by the Burroughs Company, Now Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the City Controller be and they are hereby authorized and directed to award a contract to the Burroughs Adding Machine Company for servicing fifty-four (54) Burroughs Machines in the Department of City Controller at a cost not to exceed the sum of Fourteen Hundred and no/100 (\$1400.00) Dollars for a period of one year from April 17th, 1935, and charge same to Code Account No. 1048, Miscellaneous Services, Department of City Controller.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 24, 1935.

Approved June 27, 1935.

Ordinance Book 46, Page 493.

No. 183

AN ORDINANCE—Appropriating the sum of Forty-Five Hundred (\$4500.00) Dollars from the proceeds of the sale of bonds authorized by Ordinance No. 182, approved June 30, 1934, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One Million Five Hundred Thousand (\$1,500,000.00) Dollars and

providing for the issue and sale of bonds of said City in said amount to provide funds (including engineering and other necessary expenses) for general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works, and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, and such other public works as may be designated by Council, all of which come under the jurisdiction of the Department of Public Works and providing for the redemption of said bonds and for the payment of interest thereon", said bonds being known and designated as "General Improvement Bonds, 1934", Bond Fund No. 122, for the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and supervision (including engineering expenses), the labor to be provided from among the unemployed, for the construction and/or reconstruction of boardwalks and steps of the City of Pittsburgh, in the Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of Forty-Five Hundred (\$4500.00) Dollars from the proceeds of the sale of bonds authorized by Ordinance No. 182, approved June 30, 1934, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One Million Five Hundred Thousand (\$1,500,000.00) Dollars and providing for the issue and sale of bonds of said City in said amount to provide funds (including engineering and other necessary expenses) for general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works, and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, and such other public works as may be designated by Council, all of which come under the jurisdiction of the Department of Public Works and providing for the redemption of said bonds and*

for the payment of interest thereon", said bonds being known and designated as "General Improvement Bonds, 1934", Bond Fund No. 122, and the same are hereby set apart and appropriated for the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and supervision (including engineering expenses) the labor to be provided from among the unemployed, for the following work in the Department of Public Works:

Construction and/or Reconstruction of Boardwalks and Steps of the City of Pittsburgh \$4,500.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 24, 1935.

Approved June 27, 1935.

Ordinance Book 46, Page 494.

No. 184

AN ORDINANCE— Authorizing and directing the Mayor and the Director of the Department of Public Works to carry out and to complete an Unemployment Relief Project in conjunction with the Local Works Division of Allegheny County, for the construction of open air bear pits and drainage improvements at Highland Park Zoo, and authorizing the payment of such costs as may not be assumed by the Local Works Division and authorizing the setting aside of the sum of Thirty-Six Thousand (\$36,000.00) Dollars from Bond Fund 122, General Improvement Bonds, 1934.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to carry out and to complete and Unemployment Relief Project in conjunc-

tion with the Local Works Division of Allegheny County, for the construction of open air bear pits and drainage improvements at Highland Park Zoo.

Section 2. The Director of the Department of Public Works be and he is hereby authorized and directed to requisition the purchase of supplies, materials and equipment by the Director of the Department of Supplies, to rent or purchase tools, plant, motor trucks and equipment, and to pay for certain engineering and general supervisory expenses, minor repairs, miscellaneous services, office rent and all such costs where the same are not borne by the Local Work Division of Allegheny County, all as may be necessary for the proper performance of said work.

Section 3. That the sum of Thirty-Six Thousand (\$36,000.00) Dollars, for the payment of expenses to be borne by the City of Pittsburgh, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Bond Fund 122, General Improvement Bonds, 1934, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the costs thereof.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 24, 1935.

Approved June 27, 1935.

Ordinance Book 46, Page 495.

No. 185

AN ORDINANCE— Authorizing the payment to the Harrison Construction Company of One Hundred Twenty-Two (\$122.70) Dollars and Seventy Cents for extra work in connection with the repaving of the Boulevard of the Allies from Seneca street to the Liberty Bridge;

WHEREAS, the Harrison Construction Company entered into a contract with the State Highway Department and with the City of Pittsburgh for the repaving of the Boulevard of the Allies from Seneca street to the Liberty Bridge; and,

WHEREAS, in connection with the prosecution of this contract it was necessary to perform certain extra work which was not included in the original contract; and,

WHEREAS, the said extra work was necessary and the prices charged therefor were reasonable and proper; and,

WHEREAS, the work was carried out without the previous authorization of Council; NOW, THEREFORE,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant to the Harrison Construction Company in payment of the cost of extra work performed in connection with the contract for the repaving of the Boulevard of the Allies from Seneca street to the Liberty Bridge, said contract being Mayor's Office No. 9889, Box 466, Controller's Contract No. 4952, in the amount of One Hundred Twenty-Two (\$122.70) Dollars and Seventy Cents, chargeable to Code Account 1553, General Repaving.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 28, 1935.

Approved July 6, 1935

Ordinance Book 46, Page 496.

No. 186

AN ORDINANCE—Appropriating and setting aside certain sums, amounting in the aggregate to \$59,400.00, from Bond Fund No. 293, Street Im-

provement Bonds, 1928, for the payment of Engineering Expenses incurred by the Department of Public Works in carrying out various projects for which the costs thereof are properly chargeable against said Bond Fund.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums, amounting in the aggregate to FIFTY NINE THOUSAND FOUR HUNDRED DOLLARS (\$59,400.00), or so much thereof as may be necessary, are hereby appropriated and set apart from Bond Fund No. 293, Street Improvement Bonds, 1928, for the payment of Engineering Expenses incurred by the Department of Public Works in carrying out the projects herein respectively set forth, and said appropriation shall include the sum of Twenty Thousand Dollars (\$20,000.00) heretofore set apart from Bond Fund No. 293, by the terms of Ordinance No. 31, approved February 16, 1935, and the Mayor is hereby authorized to issue, and the City Controller to countersign, warrants drawn on said fund for the payment of the costs of said engineering expenses:

STREET IMPROVEMENT AMOUNTS

BROOKLINE BOULEVARD, from Pioneer Ave. to West Liberty Ave.	- \$ 8,275.00
BROOKLINE BOULEVARD, from Pioneer Ave. to Brein- ing St.	- 8,650.00
WOODRUFF AVENUE, from Virginia Ave. to Saw Mill Run Blvd.	- 7,390.00
BUTLER STREET, from Voltz Way to Baker St.	- 16,700.00
MERRIMAC STREET, from Virginia Ave. to Woodruff St.	1,825.00
BAKER STREET, from Jancey St. to Butler St.	- 7,500.00
McCASLIN STREET, from Greenfield Ave. to Bigelow St.	4,350.00
SAW MILL RUN BOULE- VARD, from Nobles Lane to Maytide St.	- 2,425.00

EVA STREET, from South
St. Clair St. to South Beatty
St. - 1,085.00

TOTAL - - \$58,200.00

For Miscellaneous Services
and Supplies incurred in car-
rying out the foregoing im-
provements - - - 1,200.00

GRAND TOTAL - \$59,400.00

Section 2. That any Ordinance, or
part of Ordinance, conflicting with the
provisions of this Ordinance, be and
the same is hereby repealed, so far as
the same affects this Ordinance.

Passed June 28, 1935.

Approved July 6, 1935.

Ordinance Book 46, Page 497.

No. 187

AN ORDINANCE—Appropriating the
sum of Six Thousand (\$6,000.00)
Dollars from Public Work Relief
Bonds, 1933, Series "C", Bond Fund 118,
which bonds were authorized by Ordi-
nance No. 284, approved December 5th,
1933, for the rental of office and ware-
house space, the purchase of supplies
and materials, the purchase or rental
of engineering equipment and the pay-
ment of miscellaneous services for
engineering, planning, and research
projects, and for engineering and in-
spection expenses, all to be carried out
as Unemployment Relief Projects in
the Department of Public Works.

Section 1. Be it ordained and enacted
by the City of Pittsburgh, in Council
assembled, and it is hereby ordained and
enacted by the authority of the same, That
the sum of Six Thousand (\$6,000.00)
Dollars arising from the sale of Public
Work Relief Bonds, 1933, Series "C",
Bond Fund 118, which bonds were au-
thorized by Ordinance No. 284, approved
December 5th, 1933, or so much thereof
as may be necessary, shall be and the
same are hereby set apart and ap-
propriated for the rental of office and
warehouse space, the purchase of sup-

plies and materials, for the purchase
or rental of engineering equipment,
the payment of miscellaneous services
for engineering, planning and research
projects, and for engineering and in-
spection expenses, all to be carried out
as Unemployment Relief Projects in
the Department of Public Works, in
the amounts hereinbelow set forth:

BOND
AMOUNT FUND

ITEM No. 1

For the rental of
office and ware-
house space, pur-
chase of supplies
and materials, pur-
chase or rental of
engineering equip-
ment, and payment
of miscellaneous
services for engi-
neering, planning
and research proj-
ects carried out as
Unemployment Re-
lief Projects.

\$4,000.00 118-7

ITEM No. 2

For Salaries, wages,
and miscellaneous
expenses for the
making of surveys,
for inspection ser-
vices, and the prepa-
ration of plans
and estimates on
projects carried out
as Unemployment
Relief Projects.

2,000.00 118-7A

Section 2. That any Ordinance or
part of Ordinance, conflicting with the
provisions of this Ordinance, be and
the same is hereby repealed, so far as
the same affects this Ordinance.

Passed June 28, 1935.

Approved July 6, 1935.

Ordinance Book 46, Page 498.

No. 188

AN ORDINANCE—Authorizing the
Mayor and the Director of the

Department of Public Works to advertise for proposals and to award a contract or contracts for the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving Protectory place at the first angles north and south of Centre avenue and Wylie avenue, respectively, and authorizing the setting aside of the sum of Twenty-five Hundred (\$2500.00) Dollars for the payment of the costs of said work from Code Account 1553, General Repaving.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the grading, regrading, paving, repaving, curbing, recurbing, and otherwise improving Protectory place at the first angles north and south of Centre avenue and Wylie avenue, respectively, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost of said work, the sum of Twenty-five Hundred (\$2500.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account 1553, General Repaving, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 28, 1935.

Approved July 6, 1935.

Ordinance Book 46, Page 499.

No. 189

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of Langfitt avenue, from Richardson avenue to a point 500 feet southwardly, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Langfitt avenue, from Richardson avenue to a point 500 feet southwardly, be graded, paved and curbed, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirteen Thousand (\$13,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of

Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part or Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 28, 1935.

Approved July 6, 1935.

Ordinance Book 46, Page 499.

No. 190

AN ORDINANCE —Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement, for and on behalf of the City of Pittsburgh, with Brentwood Borough, for payment of its share of the cost of construction, maintenance and repairs of a main trunk sanitary sewer in the Streets Run Drainage Basin, from the line dividing the City of Pittsburgh and Mifflin and Baldwin Townships to an outlet in Streets run at a point distant about 190 feet north of Riverton street, and of any extensions thereof, and of a plant for the treatment or disposal of the sewage discharged by said main trunk sewer, as may be required in the future, and for its share of the cost of the operation thereof, and granting permit to said Borough to connect with the said sewer.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into an agreement, for and on behalf of the City of Pittsburgh, with Brentwood Borough, in manner and form as follows:*

THIS AGREEMENT

Made and entered into this day of 1935, by and between Brentwood Borough, hereinafter sometimes referred to as the "Borough", party of the first part,

AND

City of Pittsburgh, hereinafter sometimes referred to as the "City", party of the second part, both being municipal corporations of the Commonwealth of Pennsylvania.

WITNESSETH

WHEREAS, it is necessary in the interest of the public health that the sanitary sewage be moved from Streets run; and

WHEREAS, in order to accomplish this purpose, it is necessary to construct a trunk sanitary sewer along and near the course of Streets run; and

WHEREAS, the City of Pittsburgh is now engaged in constructing such a trunk sanitary sewer from a point near the Monongahela river to the line dividing the City and Mifflin and Baldwin Townships; and

WHEREAS, the Borough of Brentwood is desirous of constructing for its purposes a trunk sanitary sewer and extending same to a connection with the trunk sanitary sewer constructed by said City at the city line; and

WHEREAS, it is mutually advantageous to the parties hereto, to use the sewer constructed by the City to a point near the Monongahela river as a joint sewer,

NOW, THEREFORE, the parties hereto, for and in consideration of the mutual covenants and conditions hereinafter specified, do hereby agree as follows:

I.

The City will construct the main trunk sanitary sewer along or near the course of Streets Run and will complete the same to the line dividing the City of Pittsburgh and Mifflin and Baldwin Townships.

II.

The City agrees to permit the Borough to connect the trunk sanitary sewer to be constructed by it as hereinafter provided to the said trunk sanitary sewer constructed by the City, at the City line.

III.

In consideration of the aforesaid permit the Borough agrees to pay to the City the total sum of Twenty Thousand (\$20,000.00) Dollars as being its equitable share of the cost of constructing the trunk sanitary sewer through the City of Pittsburgh, said amount to be payable in ten (10) annual installments of Two Thousand (\$2,000.00) Dollars each with accrued interest to date on the unpaid balance at the rate of four (4%) percentum per annum, said installments to be due and payable on or before the first day of January, beginning with the year next following the date of completion of the trunk sewer to be constructed by the Borough.

IV.

The City agrees to maintain and keep in repair the trunk sanitary sewer from the City line to a point near the Monongahela river and the Borough agrees to pay twenty-five (25%) percentum of the cost of said maintenance and repairs thereof, said amounts to be due and payable within thirty (30) days after presentation of certified statement by the City to the Borough.

V.

It is understood and agreed by the Borough that it shall not permit any other municipality, individual or corporation not located within the Borough to discharge any sewage into the trunk sanitary sewer constructed by the Borough as hereinafter provided, unless permission so to do is given in writing by proper authority of the City.

VI.

The parties hereto agree that no drainage other than sanitary or domestic drainage shall be admitted into any part of said trunk sewer, and that surface drainage and roof drainage shall be specifically excluded therefrom, and the failure to conform to this provision shall render the offending party subject to such legal recourse as is made and provided by law.

VII.

The Borough agrees, at no cost to the City, to construct, maintain and repair a main trunk sanitary sewer connecting with the trunk sanitary sewer

constructed by the City of Pittsburgh as hereinafter described to serve the requirements of said Borough. The plans, specifications and construction of said sewer to be subject to the approval of the Director of the Department of Public Works of the City, said sewer to be built as to exclude seepage or filtration of ground or surface water into said sewer, and the Director of the Department of Public Works of said City shall have the right of inspection during the course of construction. Both parties to this agreement shall have the right from time to time to inspect the respective portion of the trunk sanitary sewer maintained by the other party in order to ascertain the condition thereof with respect to compliance with the terms of this agreement.

It is further agreed by the Borough that if the City shall be required by the State Sanitary Water Board of the Commonwealth of Pennsylvania, or otherwise find it necessary or advisable to extend the main trunk sanitary sewer from Streets run to a point of discharge lying below the present outlet or to construct sewage treatment works, then in that event the Borough will pay its proportionate share of the cost of the construction, maintenance, repair and operation of the aforesaid, said proportionate share to be based upon the area and present and future estimated population of the Borough. Its proportionate share of the cost to be based upon the distribution of the whole cost on a pro-rata basis upon all the municipalities served by said trunk sewer.

VIII.

The City shall have the right to permit other municipalities to connect with its trunk sanitary sewer provided, however, that the use of said trunk sanitary sewer by the Borough is not interfered with.

IX.

This agreement shall not become effective until a permit shall have been issued by the State Sanitary Water Board to the Borough for the construction of the portion of the trunk sanitary sewer to be built by it.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to

be duly executed the day and year first above written.

City of Pittsburgh.

ATTEST: _____ By _____

Chief Clerk Director of Dept.
 of Public Works

ATTEST: _____

Mayor's Secretary MAYOR

APPROVED AS TO FORM:

City Solicitor. BRENTWOOD
 BOROUGH

COUNTERSIGNED: By _____

City Controller. _____

ATTEST: _____

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed. June 28, 1935.

Approved July 6, 1935.

Ordinance Book 46, Page 500.

No. 191

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the alterations and additions to the present Children's Pavilion at the Tuberculosis Hospitable, located on the Leech Farm, 12th Ward, Pittsburgh, Pa.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Health shall be and they are hereby authorized and directed

to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for alterations and additions to the present Children's Pavilion at the Tuberculosis Hospitable, located on the Leech Farm, 12th Ward, Pittsburgh, Pa., for a sum not to exceed Eight Thousand (\$8,000.00) Dollars and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City, the amount set forth above to be chargeable to and payable from Code Account 1233, Tuberculosis Hospital, Department of Public Health.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 28, 1935.

Approved July 9, 1935.

Ordinance Book 46, Page 503.

No. 192

AN ORDINANCE—Making an emergency appropriation of Twenty-five Thousand Dollars (\$25,000.00) for making repairs to the forty-eight (48) inch steel water line crossing the Allegheny river at Twenty-Sixth street, with appurtenant work, and authorizing the letting of a contract, or contracts, for same.

WHEREAS, by a certificate of the Mayor and City Controller, on file in the office of the Clerk of Council, an emergency has been declared due to the failure of the 48 inch steel water line crossing the Allegheny river at Twenty-Sixth street, and the consequent imminent hazard to the water supply to the North Side and Triangle Areas of the City.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That an emergency appropriation in the sum

of Twenty-five Thousand Dollars (\$25,000.00) is hereby made in favor of the Department of Public Works, Bureau of Water, for the purpose of making repairs to the 48 inch steel water line crossing the Allegheny river at Twenty-Sixth street, with appurtenant work to meet the aforementioned emergency.

Section 2. That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into an emergency contract, or contracts, for making repairs to the aforesaid 48" inch steel water line and appurtenant work; and that the sum of Twenty-five Thousand Dollars (\$25,000.00) is hereby set apart and appropriated, and that the Mayor and the City Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund to a total amount not to exceed Twenty-five Thousand Dollars (\$25,000.00) in payment of the cost of said work.

Section 3. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed July 15, 1935.

Approved July 16, 1935.

Ordinance Book 46, Page 504.

No. 193

AN ORDINANCE —Authorizing the Mayor and the Director of the Department of Public Works to enter into Articles of Agreement with Ben Carr, granting to said Ben Carr the right to operate and maintain a riding school in Schenley Park and to occupy Schenley Park Oval Stables in connection therewith, for a period of twenty-seven (27) months, and fixing the terms and conditions for same.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they

are hereby authorized to enter into Articles of Agreement with Ben Carr for a period of twenty-seven (27) months, at a rental of not less than Seventy-five dollars (\$75.00) per month, payable in advance on the first day of every month, and to grant to Ben Carr the right to occupy and use Schenley Park Oval Stables for the purpose of maintaining a public riding school.

Section 2. Said Articles of Agreement shall contain provisions requiring Ben Carr to carry public liability insurance and Workmen's Compensation Insurance, in terms and amounts sufficient in the opinion of the City Solicitor to protect the interests of the City of Pittsburgh.

Section 3. Said Articles of Agreement shall contain a schedule of prices to be charged for the hire of horses and for the boarding, feeding and care of horses, such schedule to be approved by the Director of the Department of Public Works.

Section 4. Said Articles of Agreement shall contain provisions requiring said Ben Carr to make the necessary repairs to the Schenley Park Oval Stables at his expense.

Section 5. Said Articles of Agreement shall contain provisions regulating the hours during which the riding school may be conducted, and provisions as to the manner in which said riding school shall be conducted, said terms to be approved by the Director of the Department of Public Works.

Section 6. Said Articles of Agreement shall contain such other provisions and terms as shall in the opinion of the City Solicitor be deemed necessary and proper to protect the interests of the City, and to secure the faithful performance of said Agreement.

Section 7. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 15, 1935.

Approved July 16, 1935.

Ordinance Book 46, Page 504.

No. 194

AN ORDINANCE—Authorizing the making of a contract with Davies Stuart & Harrigan, of Harrisburg, Pa., to represent the City of Pittsburgh before the Department of Revenue, and the Board of Finance and Revenue in re. securing a resettlement and/or refund of the Municipal Loans Tax.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the City Treasurer be and they are hereby authorized and empowered to make and enter into a contract with Davies, Stuart & Harrigan of Harrisburg, Pennsylvania to represent the City of Pittsburgh before the Department of Revenue and the Board of Finance and Revenue, Harrisburg, Pennsylvania, in the matter of securing a resettlement and/or refund of the Municipal Loans Tax imposed against the City of Pittsburgh, heretofore paid or to be paid during the year 1935 by the City of Pittsburgh to the State of Pennsylvania.*

The fee for obtaining a resettlement and/or refund shall be 50% of the amount of reduction in taxes resettled, credited or saved on taxes heretofore paid or to be paid during the year 1935. The fee shall be payable immediately upon the receipt of the certified copy of the resettlements and/or refunds, showing the exact amount of tax reduction effected.

Section 2. The City of Pittsburgh shall not be liable under said contract to Davies, Stuart & Harrigan for any charge other than the fee above mentioned, and, if no saving is effected, no charge shall be incurred.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 15, 1935.

Approved July 22, 1935.

Ordinance Book 46, Page 505.

No 195

AN ORDINANCE—Amending Section 2 of Ordinance No. 36, approved by the Mayor February 16, 1935, entitled "An Ordinance creating certain temporary positions in the Department of Public Works, fixing the rate of compensation therefor, and providing for the payment of salaries thereof", by increasing employment from a period not exceeding five (5) months to a period not exceeding six (6) months.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portion of Section 2 of Ordinance No. 36, approved by the Mayor February 16, 1935, entitled, "An ordinance creating certain temporary positions in the Department of Public Works, fixing the rate of compensation therefor, and providing for the payment of salaries thereof", which limits employment to a period not exceeding five (5) months, shall be amended to read, "to a period not exceeding six (6) months".*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 15, 1935.

Approved July 22, 1935.

Ordinance Book 46, Page 506.

No. 196

AN ORDINANCE—Authorizing the issuance of warrants, as follows:—Keystone Sand & Supply Co. in the sum of \$4.50; S. I. Agostini, \$4.00; A. J. Rakkey, \$2.50; Frank Antonacchio, \$40.00; Troop Water Heater Co., \$8.15; Ross Polis, \$10.00; New York Zoological Society, \$1.25; The Rudolph Wurlitzer Co., \$27.25.

WHEREAS, The Keystone Sand & Supply Company has furnished Three Tons of Pea Gravel at \$1.50 a ton to

the Bureau of Parks, without previous authorization; and

WHEREAS, S. I. Agostini has replaced a sword on the Hawkins Statue in Schenley Park, torn off by vandals, which replacement was made without previous authorization; and

WHEREAS, A. J. Bakey has welded a roller used on the tennis courts at Phillips Park, without previous authorization; and

WHEREAS, Frank Antonacceo, a veterinarian, has trimmed the hoofs of a zebra at Highland Park, in order to prevent said zebra from becoming permanently crippled, which service was performed without previous authorization, and

WHEREAS, The Troop Water Heater Company has repaired the water heater at the Schenley Golf House, without previous authorization; and

WHEREAS, Ross Polis has cleaned and refinished the Hawkins Statue in Schenley Park, without previous authorization; and

WHEREAS, The New York Zoological Society has furnished to the Superintendent of the Bureau of Parks its Annual Report for the year 1933, without previous authorization; and

WHEREAS, The Rudolph Wurlitzer Company has repaired the organs on the merry-go-rounds at Grandview and Riverview Parks, without previous authorization; and

WHEREAS, Said services and materials were necessary, and were all in the nature of emergency requirements; and

WHEREAS, The prices for said services and materials were fair and reasonable; and

WHEREAS, Under the provisions of the Act of May 23rd, 1874, known as "The Wallace Act" the City of Pittsburgh is authorized to direct the payment of any claims against the City of Pittsburgh without previous authority of Law where the City has received the benefit of the same, Now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor is authorized to issue, and the Controller to countersign, warrants to the following in the following amounts, in full payment for said services and/or materials, and charge the same to Code Account No. 1889, Materials, Bureau of Parks, Painting:

Keystone Sand & Suply Company	\$ 4.50
S. I. Agnostini	4.00
A. J. Bakey	2.50
Frank Antonacceo	40.00
Troop Water Heater Co.	8.15
Ross Polis	10.00
New York Zoological Society	1.25
The Rudolph Wurlitzer Co.	27.25

Section 2. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 15, 1935.

Approved July 22, 1935.

Ordinance Book 46, Page 507.

No. 197

AN ORDINANCE—Amending Section 1 of Ordinance No. 246, approved by the Mayor August 6, 1934, entitled, "AN ORDINANCE appropriating and setting aside certain sums, including engineering and other necessary expenses, for general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, in the Department of Public Works, from the proceeds of the sale of General Improvement Bonds 1934, authorized by Ordinance No. 182, approved June 30, 1934", in so far as the same relates to Street Repaving and Concrete Steps.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 1 of Ordinance No. 246, approved by the Mayor August 6, 1934, entitled, "AN ORDINANCE appropriating and setting aside certain sums, including engineering and other necessary expenses, for general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, in the Department of Public Works, from the proceeds of the sale of General Improvement Bonds 1934, authorized by Ordinance No. 182, approved June 30, 1934", shall be and the same is hereby amended in the following manner:

That the items under the sub-caption "Street Repaving", which read as follows:

"STREET REPAVING:	
Forbes St., Sixth Ave. to Van Braam St. Construction Work	72,000.00
Liberty Ave., 21st St. to 31st St. Construction Work	35,000.00
Penn Ave., 21st St. to 31st St. Construction Work	110,000.00
Smallman St., 21st to 26th St. Construction Work	33,000.00
Engineering Expenses	15,000.00
	<hr/> 265,000.00"

shall be amended to read as follows:

"STREET REPAVING:	
Forbes St., Sixth Ave. to Van Braam St. Construction Work	72,000.00
Liberty Ave., 11th St. Eastwardly Construction Work	50,000.00
Penn Ave., 21st. to 31st St. Construction Work	110,000.00
Smallman St., 21st St. to 26th St. Construction Work	40,000.00
Merrimac St., Grandview Ave. to Virginia Ave. Construction Work, including removal and replacement of shade trees	20,000.00

Engineering Expenses 17,000.00

309,000.00"

That the portion which reads as follows:

"Concrete Steps in Various Locations in the City:

Construction Work and Engineering Expenses	37,000.00
	<hr/> 37,000.00"

shall be amended to read:

"Concrete Steps in Various Locations in the City:

Construction Work and Engineering Expenses	29,000.00
	<hr/> 29,000.00"

That the amount of the GRAND TOTAL, which reads:

"\$1,089,474.21"

shall be amended to read:

"\$1,125,474.21"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 15, 1935.

Approved July 22, 1935.

Ordinance Book 46, Page 508.

No. 198

AN ORDINANCE — Amending Ordinance No. 240, approved by the Mayor July 31, 1934, entitled, "AN ORDINANCE Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award contracts for making general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, and providing for the payment of the cost thereof from funds specifically appropriated therefor from the proceeds of the sale of GENERAL IMPROVEMENT BONDS 1934", by amending the portions

thereof which relate to Street Repaving and Concrete Steps.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That portions of Sections 1 and 2 of Ordinance No. 240, approved by the Mayor July 31, 1934, entitled, "AN ORDINANCE, Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award contracts for making general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, and providing for the payment of the cost thereof from funds specifically appropriated therefor from the proceeds of the sale of GENERAL IMPROVEMENT BONDS 1934, shall be amended in the following manner:

SECTION 1:

The items under the sub-caption "STREET REPAVING", which read as follows:

"STREET REPAVING:

Forbes St., from Sixth Ave. to Van Braam St.	\$72,000.00
Liberty Ave., from 21st St. to 32nd St. Repaving Railways area, recurbing, and improving drainage and otherwise improving	35,000.00
Penn Ave., from 21st St. to 31st St.	110,000.00
Smallman St., from 21st St. to 26th St.	33,000.00"
shall be amended to read as follows:	
"STREET REPAVING:	
Forbes St., from Sixth Ave. to Van Braam St.	\$72,000.00
Liberty Ave., from 11th St. Eastwardly	50,000.00
Penn Ave., from 21st St. to 31st St.	110,000.00
Smallman St., from 21st St. to 26th St.	40,000.00
Merrimac St., from Grandview Ave. to Virginia	

Ave., including removal and replacement of shade trees 20,000.00"

The sum appropriated for the cost of Concrete Steps, which reads:

"37,000.00"

shall be amended to read:

"29,000.00"

The total amount which reads:

"\$960,500.00"

shall be amended to read:

"\$994,500.00"

SECTION 2:

The portion which reads:

"NINE HUNDRED SIXTY THOUSAND FIVE HUNDRED (\$960,500.00) DOLLARS"

shall be amended to read:

"NINE HUNDRED NINETY-FOUR THOUSAND FIVE HUNDRED (\$994,500.00) DOLLARS".

Section 2. That any Ordinance or part of Ordinance, conflicting with provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 15, 1935.

Approved July 22, 1935.

Ordinance Book 46, Page 510.

No. 199

AN ORDINANCE— Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a retaining wall on Bigelow boulevard, in the vicinity of the Seventeenth Street Incline, and providing for the payment of the costs thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to

the lowest responsible bidder or bidders for the construction of a retaining wall on Bigelow boulevard, in the vicinity of the Seventeenth Street Incline, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of One Thousand (\$1,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account 1553, General Repaving, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 15, 1935.

Approved July 22, 1935.

Ordinance Book 46, Page 511.

No. 200

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with the American Reduction Co., of Pittsburgh, for the purpose of permitting the City of Pittsburgh to dispose of street sweepings and other refuse delivered by the Bureau of Highways and Sewers' Vehicles to the Second avenue dump of the American Reduction Co.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and are hereby authorized and directed to enter into an agreement with the American Reduction Co., of Pittsburgh, for the disposal of street sweepings and other refuse delivered by the Bureau

of Highways and Sewers' vehicles to the Second avenue dump of the American Reduction Co., said agreement to provide as follows:

Section 2. The American Reduction Co. will modify its dumping platform so that the Bureau of Highways and Sewers' vehicles may drive in and dump through a trap in the platform directly into cars.

Section 3. The American Reduction Co. will furnish all labor necessary to receive the material delivered by the City vehicles, will arrange with the railroad for the necessary cars, will pay the freight on said cars to their Snowden Dump, and will provide the labor and equipment necessary to dispose of said material at Snowden dump.

Section 4. The price to be paid by the City of Pittsburgh to the American Reduction Co. for the said service mentioned in Section 3 above, including the freight from Second avenue to Snowden shall be eighty-five (85) cents per net ton of two-thousand (2,000) pounds.

Section 5. The agreement between the American Reduction Co. and the City of Pittsburgh shall be subject to cancellation at any time by either party, upon thirty (30) days written notice.

Section 6. The cost of said facilities offered by the American Reduction Co. for the disposal of street sweepings and other refuse delivered by City trucks and vehicles to the Second Avenue Dump shall be charged monthly and be payable from Code Account No. 1625, Miscellaneous Services, Cleaning Highways, Bureau of Highways and Sewers, and that the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants drawn on said funds for the payment of said facilities.

Section 7. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 15, 1935.

Approved July 22, 1935.

Ordinance Book 46, Page 512.

No. 201

AN ORDINANCE.— Re-fixing the width and position of the easterly sidewalk and the roadway and re-establishing the grade of Protectory place, from a point 7.30 feet south of the first angle north of Centre avenue to a point 57.0 feet north of the first angle south of Wylie avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the easterly sidewalk and the roadway and the grade of the easterly curb line of Protectory place, from a point 7.30 feet south of the first angle north of Centre avenue to a point 57.0 feet north of the first angle south of Wylie avenue, be and the same are hereby re-fixed and re-established as follows, to-wit:—

The easterly curb line shall begin at a point of curve on the present easterly 9.0 foot curb line, distant 7.30 feet south of a point perpendicularly opposite the first angle in the easterly line of Protectory place, north of Centre avenue, as Protectory place was widened by Ordinance No. 67 approved March 7th, 1935; thence shall extend northeastwardly by the arc of a circle deflecting to the right with a radius of 20.0 feet and a central angle of 66° 38' 40" for an arc distance of 23.26 feet to a point of tangent; thence, by the tangent, parallel to and 9.0 feet west of the easterly line of Protectory place, as widened by the above mentioned ordinance, 34.24 feet to a point of curve; thence northwardly by the arc of a circle deflecting to the left with a radius of 20.0 feet and a central angle of 66° 38' 40" for an arc distance of 23.26 feet to a point of tangent on the present easterly 9.0 foot curb line; thence, coinciding with the present easterly 9.0 foot curb line, 38.0 feet to a point, said point being perpendicularly opposite a point on the easterly street line, distant 57.0 feet north of the first

angle in the easterly street line south of Wylie avenue.

The easterly sidewalk shall have a general width of 9.0 feet, lying between the above described easterly curb line and the easterly street line.

The roadway shall have a variable width, lying between the above described easterly sidewalk and the present westerly sidewalk.

Section 2. The grade of the easterly curb line shall begin at a point of horizontal curve 7.30 feet south of the first angle north of Centre avenue at an elevation of 237.24 feet (curb as set); thence shall rise at the rate of 11.50% for a distance of 37.50 feet to a point of curve to an elevation of 241.55 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 244.65 feet; thence shall rise at the rate of 4.0% for a distance of 41.26 feet to a point 57.0 feet north of the first angle south of Wylie avenue to an elevation of 246.30 feet (curb as set).

Section 3. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 15, 1935.

Approved July 22, 1935.

Ordinance Book 46, Page 513.

No. 202

AN ORDINANCE.—Fixing the width and position of the roadway, the southerly sidewalk, and the northerly sidewalk and steps, and establishing and re-establishing the grade of Cutler street, from Perrysville avenue to Wilson avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the roadway, the southerly sidewalk, and the northerly sidewalk and steps, and the grade

of the northerly curb line and the grade of the northerly sidewalk and steps be and the same are hereby fixed, established and re-established, as follows, to-wit:—

The roadway shall have a uniform width of 20.0 feet, the center line of which shall coincide with the center line of the street.

The southerly sidewalk shall have a uniform width of 5.0 feet, lying between the above described roadway and the southerly street line.

The northerly sidewalk and steps shall have a uniform width of 5.0 feet, lying between the above described roadway and the northerly street line.

Section 2. The grade of the northerly curb line shall begin at the westerly curb line of Perrysville avenue at an elevation of 412.30 feet (curb as set); thence shall fall by a convex parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 407.15 feet; thence shall fall at the rate of 26.0% for a distance of 82.20 feet to a point to an elevation of 385.77 feet; thence shall fall at the rate of 24.50% for a distance of 137.10 feet to a point of curve to an elevation of 347.28 feet; thence by a concave parabolic curve for a distance of 80.0 feet to the easterly curb line of Wilson avenue to an elevation of 337.36 feet (curb as set).

The grade of the northerly sidewalk and steps shall begin at the westerly curb line of Perrysville avenue at an elevation of 412.30 feet (curb as set); thence shall fall at the rate of 5.50% for a distance of 23.08 feet to a point to an elevation of 411.03 feet; thence shall descend by steps for a distance of 5.0 feet to a point to an elevation of 408.68 feet; thence shall fall at the rate of 5.29% for a distance of 14.17 feet to a point to an elevation of 407.93 feet; thence shall descend by steps for a distance of 8.0 feet to a point to an elevation of 403.83 feet; thence shall fall at the rate of 7.0% for

a distance of 9.12 feet to a point to an elevation of 403.19 feet; thence shall descend by steps for a distance of 8.0 feet to a point to an elevation of 399.09 feet; thence shall fall at the rate of 7.0% for a distance of 9.46 feet to a point to an elevation of 398.43 feet; thence shall descend by steps for a distance of 7.0 feet to a point to an elevation of 394.91 feet; thence shall fall at the rate of 7.0% for a distance of 9.87 feet to a point to an elevation of 394.22 feet; thence shall descend by steps for a distance of 7.0 feet to a point to an elevation of 390.70 feet; thence shall fall at the rate of 6.0% for a distance of 9.87 feet to a point to an elevation of 390.11 feet; thence shall descend by steps for a distance of 8.0 feet to a point to an elevation of 386.01 feet; thence shall fall at the rate of 6.0% for a distance of 8.29 feet to a point to an elevation of 385.52 feet; thence shall descend by steps for a distance of 7.0 feet to a point to an elevation of 382.0 feet; thence shall fall at the rate of 6.18% for a distance of 9.87 feet to a point to an elevation of 381.39 feet; thence shall descend by steps for a distance of 7.0 feet to a point to an elevation of 377.87 feet; thence shall fall at the rate of 6.18% for a distance of 9.87 feet to a point to an elevation of 377.26 feet; thence shall descend by steps for a distance of 7.0 feet to a point to an elevation of 373.74 feet; thence shall fall at the rate of 6.18% for distance of 9.87 feet to a point to an elevation of 373.13 feet; thence shall descend by steps for a distance of 7.0 feet to a point to an elevation of 369.61 feet; thence shall fall at the rate of 6.18% for a distance of 9.87 feet to a point to an elevation of 369.0 feet; thence shall descend by steps for distance of 7.0 feet to a point to an elevation of 365.48 feet; thence shall fall at the rate of 6.18% for a distance of 9.87 feet to an elevation of 364.87 feet; thence shall descend by steps for a distance of 7.0 feet to a point to an elevation of 361.35 feet; thence shall fall at the rate of

6.18% for a distance of 9.87 feet to a point, to an elevation of 360.74 feet; thence shall descend by steps for a distance of 7.0 feet to a point to an elevation of 357.22 feet; thence shall fall at the rate of 6.18% for a distance of 9.87 feet to a point to an elevation of 356.61 feet; thence shall descend by steps for a distance of 7.0 feet to a point to an elevation of 353.09 feet; thence shall fall at the rate of 6.18% for a distance of 9.87 feet to a point to an elevation of 352.48 feet; thence shall descend by steps for a distance of 7.0 feet to a point to an elevation of 348.96 feet; thence shall fall at the rate of 6.18% for a distance of 9.87 feet to a point to an elevation of 348.35 feet; thence shall descend by steps for a distance of 7.0 feet to a point to an elevation of 344.83 feet; thence shall fall at the rate of 6.18% for a distance of 9.87 feet to a point to an elevation of 344.22 feet; thence shall descend by steps for a distance of 7.0 feet to a point to an elevation of 340.70 feet; thence shall fall at the rate of 7.07% for a distance of 26.75 feet to a point to an elevation of 338.81 feet; thence shall fall by a concave parabolic curve for a distance of 30.0 feet, coinciding with the above described northerly curb line grade, to the easterly curb line of Wilson avenue to an elevation of 337.36 feet (curb as set).

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 15, 1935.

Approved July 22, 1935.

Ordinance Book 46, Page 514.

No. 203

AN ORDINANCE—Creating and establishing certain temporary positions in the Traffic Court, Office of the Mayor, fixing the rate of compen-

sation therefor and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That there are hereby created and established the positions of eight (8) temporary experienced typists in the Traffic Court, Office of the Mayor, for a period of thirty (30) days each, at the rate of \$110.00 each per month, said compensation to be payable from Appropriation No. 1028 Salaries, Regular Employees, Traffic Court.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 22, 1935

Approved July 26, 1935.

Ordinance Book 46, Page 515.

No. 204

AN ORDINANCE—Appropriating the sum of Fifteen Hundred (\$1500.00) Dollars from Public Work Relief Bonds, 1933, Series "C", Bond Fund 118, and the sum of One Thousand (\$1000.00) Dollars from Bond Fund 118-3, Repair and Improvement of Sewers, and the sum of Twenty Three Hundred (\$2300.00) Dollars from Bond Fund 118-1A, Bituminous Treatment of Slag Surfaced Streets, amounting in the aggregate to Forty-Eight Hundred (\$4800.00) Dollars, to Bond Fund 118-1, Repair and Improvement of Streets, for the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and supervision, including engineering expenses, the labor to be provided from among the unemployed, for the continuation and completion of an Unemployment Relief Project carried out in conjunction with the Local Work Division of Allegheny County for the repair and improvement of unimproved streets, in the Department of Public Works.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated the sum of Fifteen Hundred (\$1500.00) Dollars from Public Work Relief Bonds, 1933, Series "C", Bond Fund 118, and the sum of One Thousand (\$1000.00) Dollars from Bond Fund 118-3, Repair and Improvement of Sewers, and the sum of Twenty-Three Hundred (\$2300.00) Dollars from Bond Fund 118-1A, Bituminous Treatment of Slag Surfaced Streets, amounting in the aggregate to Forty-Eight Hundred (\$4800.00) Dollars, to Bond Fund 118-1, Repair and Improvement of Streets, for the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and supervision, including engineering expenses, the labor to be provided from among the unemployed, for the continuation and completion of an Unemployment Relief Project carried out in conjunction with the Local Work Division of Allegheny County for the repair and improvement of unimproved streets, in the Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Approved July 22, 1935.

Passed July 26, 1935.

Ordinance Book 46, Page 516.

No. 205

AN ORDINANCE— Authorizing and directing the Mayor and the Chairman of the Department of City Planning to advertise for proposals and to award a contract or contracts for the furnishing of material and/or services, equipment, machinery and tools, necessary for the conduct of the work, under the direction of the Department of City Planning, for the calendar year 1935, and providing for the payment of the costs thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Chairman of the Department of City Planning shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidders for furnishing material and/or services, equipment, machinery and tools, typewriter services, calculating machine service, truck hire, and other proper and necessary miscellaneous services required to be employed for the use and advantage of the City of Pittsburgh in the conduct of the work of the Department of City Planning, for the year 1935, and to enter into contracts with the successful bidders for the furnishing of the same in accordance with the laws and ordinances governing said City.

Section 2. The costs thereof shall be and the same are hereby made payable from the funds appropriated in Bond Funds 118-8 and 118-9, and any additional funds that may be appropriated (whichever may be proper to the character of the contract) in the Department of City Planning, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds in payment of the same.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 22, 1935.

Approved July 26, 1935.

Ordinance Book 46, Page 517.

No. 206

AN ORDINANCE— Providing for the letting of a contract for the furnishing and delivery of One Triple Combination Automobile Pumper for the Bureau of Fire, Department of Public Safety and providing for the payment thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract for the furnishing and delivery of One Triple Combination Automobile Pumper for the Bureau of Fire, Department of Public Safety at a cost not to exceed the sum of \$13,675.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account Number 1468-Bureau of Fire-Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 22, 1935.

Approved July 26, 1935.

Ordinance Book 46, Page 518.

No. 207

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into a contract with Adolphe F. DeWerth and the Pittsburgh Park and Playground Society for the employment of said Adolphe F. DeWerth as horticultural consultant and advisor to the Bureau of Parks, the compensation for the services so rendered to be paid by the Pittsburgh Park and Playground Society.

WHEREAS, The Pittsburgh Park and Playground Society, by its active aid, association and assistance to the Bureau of Parks, has greatly enlarged the utility and effectiveness of certain

of the units of activities of said bureau and is now desirous of further popularizing the conservatories, one of the main adjuncts of the park system, and

WHEREAS, Adolphe F. DeWerth of Chillicothe, Ohio, is an experienced horticulturalist of eminent position in his profession, whose expert services in the conservatories and nurseries of the Bureau of Parks are desired and recommended by the Pittsburgh Park and Playground Society, and

WHEREAS, The said Pittsburgh Park and Playground Society has appropriated the sum of Six Thousand (\$6,000.00) Dollars, for the payment of the services to be rendered by said Adolphe F. DeWerth to the City of Pittsburgh.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to enter into and execute a contract with the said Adolphe F. DeWerth and the said Pittsburgh Park and Playground Society for the employment of said Adolphe F. DeWerth for a period of two years, beginning August 1, 1935, at an annual compensation of Three Thousand (\$3,000.00) Dollars, payable monthly, the said Pittsburgh Park and Playground Society to agree for said purposes to pay to the City Treasurer the sum of Six Thousand (\$6,000.00) Dollars, in quarterly amounts of \$750.00 in advance. Said Adolphe F. DeWerth shall report to and be subordinate to the Superintendent of the Bureau of Parks, who shall provide him with office space in the Phipps Conservatory at Schenley Park or other convenient place. Said contract shall contain a provision releasing and exonerating the city from any liability to said Adolphe F. DeWerth for compensation for the services to be rendered. His duties shall be to direct, advise, aid and oversee the operation of the Phipps Conservatories in Schenley and West Parks and such other conservatories and nurseries in the parks which the

city now or during the period of said contract may maintain.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 22, 1935.

Approved July 26, 1935.

Ordinance Book 46, Page 518.

No. 208

A N ORDINANCE—Authorizing the Mayor to issue and the City Controller to countersign a warrant in the sum of \$2100.00 to the order of D. Dinardo for extra work at the Filtration Plant on Contract No. 5001 and charge same to Bond Fund No. 122-1.

WHEREAS, On August 28th, 1934, the City of Pittsburgh entered into a contract with D. Dinardo for the repair of Sedimentation Baffle Walls at the Filtration Plant, Aspinwall, in the amount of \$21,965.95, and

WHEREAS, The said D. Dinardo claims extra work in the sum of \$2535.00, Now Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in the sum of Twenty One Hundred and no/100 (\$2100.00) Dollars, to the order of D. Dinardo in full payment for extra work for repairs to Sedimentation Baffle Walls at the Filtration Plant at Aspinwall and charge the same to Bond Fund No. 122-1.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 22, 1935.

Pittsburgh, July 29, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council this 29th day of July, 1935.

ROBT. CLARK,

Clerk of Council.

Ordinance Book 46, Page 519.

No. 209

A N ORDINANCE—Amending a portion of Section 1 of Ordinance No. 66, approved March 7, 1935, entitled "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to request, or advertise for proposals, and to award a contract or contracts for making repairs and improvements to certain bridges and streets of the City, describing said work, and providing for the payment of the cost thereof".

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That that portion of Section 1 of Ordinance No. 66, approved March 7, 1935, entitled "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to request, or advertise for proposals, and to award a contract or contracts for making repairs and improvements to certain bridges and streets of the City, describing said work, and providing for the payment of the cost thereof", which now reads:*

Improvement	Estimated Cost	Code Acct.
Boulevard of the Allies at Shalom street: Construction of Retaining Wall	\$ 500.00	B. F. 109

shall be and the same is hereby amended to read:

Boulevard of the Allies at Shalom street: Construction of Retaining Wall	\$1200.00	B. F. 109
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Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book 46, Page 520.

No. 210

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the improvement of Mt. Washington roadway by widening and improving the intersection of Mt. Washington roadway with Grandview avenue, and authorizing the setting aside of the sum of Nine Thousand Five Hundred (\$9,500.00) Dollars for the payment of the cost of said work and One Thousand (\$1,000.00) Dollars for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Ten Thousand Five Hundred (\$10,500.00) Dollars from Bond Fund 221, Mt. Washington Roadway Improvement Bonds, 1926.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the improvement of Mt. Washington roadway by widening and improving the intersection of Mt. Washington roadway with Grandview avenue, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.*

Section 2. That for the payment of

the cost of said widening and improving the sum of Nine Thousand Five Hundred (\$9,500.00) Dollars, or so much thereof as may be necessary, and for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, the sum of One Thousand (\$1,000.00) Dollars, or so much thereof as may be necessary, amounting in the aggregate to Ten Thousand Five Hundred (\$10,500.00) Dollars, shall be and the same is hereby set apart and appropriated from Bond Fund 221, Mt. Washington Roadway Improvement Bonds, 1926, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book 46, Page 521

No. 211

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making repairs and improvements to the Columbus Avenue Bridge over the P. Ft. W. & C. Railroad, to the Schenley Park Bridge over the P. J. Railroad, and to the Forbes Street Bridge over the P. J. Railroad, and describing said work and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed*

to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for making the following repairs and improvements, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City:—

Project and Nature of Repairs
Columbus Avenue Bridge over P.
Ft. W. & C. R. R.—Structural and
Concrete Repairs to Warner Street
Span and Approach—
Estimated Cost Charge
\$11,500.00 C. A. 1570

Project and Nature of Repairs
Schenley Park Bridge over P. J.
R. R.—Repairs and Extension to
the Drainage System—
Estimated Cost Charge
\$5,500.00 C. A. 1570

Project and Nature of Repairs
Forbes Street Bridge over P. J.
R. R.—Structural and Concrete
Repairs—
Estimated Cost Charge
\$4,300.00 B. F. 107

Section 2. That for the payment of the cost thereof, the sums amounting to the estimated costs above set forth, or so much thereof as may be necessary, shall be and the same are hereby set apart and appropriated from the funds indicated, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book 46, Page 521.

No. 212

A N ORDINANCE— Authorizing the Mayor and the Director of the

Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of drainage facilities for Pocusset street in Schenley park, and authorizing the setting aside of the sum of Sixty-Five Hundred (\$6500.00) Dollars for the payment of the cost of said work, and Five Hundred (\$500.00) Dollars for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Seven Thousand (\$7000.00) Dollars from Code Account No. 1570, Bridge Repair Schedule.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of drainage facilities for Pocusset street in Schenley park, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.*

Section 2. That for the payment of the cost of said construction the sum of Sixty-Five Hundred (\$6500.00) Dollars or so much thereof as may be necessary, and for the payment of engineering expenses including salaries, wages and miscellaneous services in the Department of Public Works the sum of Five Hundred (\$500.00) Dollars or so much thereof as may be necessary, amounting in the aggregate to Seven Thousand (\$7000.00) Dollars, shall be and the same is hereby set apart and appropriated from Code Account 1570, Bridge Repair Schedule and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book, 46, Page 522.

No. 213

AN ORDINANCE—Authorizing and directing the Mayor and the Librarian and Custodian of the Carnegie Free Library of Allegheny to make applications to the Director of the Relief Work Division of Allegheny County for the carrying out and completion of additional Unemployment Relief Projects, and authorizing the payment of such costs required for this construction as may not be assumed by the Relief Work Division of Allegheny County, including as may be necessary the rental or purchase of tools, plant, motor trucks and equipment, the payment of engineering and general supervisory expenses, miscellaneous services, repairs, materials and supplies, for the proper performance of said work.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Librarian and Custodian of the Carnegie Free Library of Allegheny be and they are hereby authorized and directed to make applications to the Director of the Relief Work Division of Allegheny County for the rehabilitation of the Carnegie Free Library of Allegheny, including heating system, electric wiring, painting and miscellaneous building and structural repairs, said application to be made subject to the Relief Work Division assuming all costs for the completion of such projects except as hereinafter provided.*

Section 2. The Librarian and Custodian of the Carnegie Free Library of Allegheny shall be and he is hereby authorized and directed to requisition the purchase of supplies, materials and equipment by the Director of the De-

partment of Supplies, to rent or purchase tools, plant, motor trucks and equipment, and to pay for certain engineering and general supervisory expenses, minor repairs, miscellaneous services and all such costs where the same are not borne by the Relief Work Division, all as may be necessary for the proper performance of said work.

Section 3. There shall be and there is hereby set aside for the payment of expenses, to be borne by the City of Pittsburgh, the sum of \$4100.00, or so much thereof as may be necessary, from Code Account No. 118-14, Public Works Relief Bonds 1933, Series "C", and the Mayor shall be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of the costs of said rehabilitation of the Carnegie Free Library of Allegheny.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book 46, Page 523.

No. 214

AN ORDINANCE—Granting unto the Peoples-Pittsburgh Trust Company the right and privilege to construct, maintain, use and operate a hand power sidewalk lift in the southerly sidewalk adjacent to its property at 308 Diamond street, First ward, City of Pittsburgh, Penna. said hand power sidewalk lift being located 77.17 feet eastwardly from the easterly line of Wood street and extending 4.33 feet eastwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That the Peoples-Pittsburgh Trust Company*

in the First Ward of the City of Pittsburgh, Penna. is hereby given the right, privilege and authority to construct, maintain, use and operate at its own cost and expense, a hand power sidewalk lift in in the southerly sidewalk adjacent to its property at 308 Diamond street in the First ward, City of Pittsburgh.

Beginning at a point on the southerly line of Diamond street distant 77.17 feet eastwardly from the easterly line of Wood street, thence deflecting along the southerly line of Diamond street in an easterly direction 4.33 feet to a point; thence deflecting to the left 90°-0'-0" and in a northerly direction 3.59 feet to a point, thence deflecting to the left 90°-0'-0" and in a westerly direction 4.33 feet to a point; thence deflecting to the left 90°-0'-0" and in a southerly direction 3.59 feet to the place of beginning. The installation and construction of this hand power sidewalk lift shall comply with section 10 of the City Building Code, and shall be constructed with re-inforced concrete walls and steel doors of sufficient strength to carry a live load of 300 lbs. per square foot, the said hand power sidewalk lift to be constructed according to the provisions of this Ordinance and in accord with the plan identified as proposed hand power sidewalk lift for the Peoples-Pittsburgh Trust Company located at 308 Diamond street, First ward, City of Pittsburgh, Penna. said plan being filed in the office of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, City of Pittsburgh, Penna. and known as Accession number B-431.

Section 2. The said Peoples-Pittsburgh Trust Company, prior to the beginning the construction of the said hand power sidewalk lift, shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of the plans in triplicate, showing the location and all details for the construction, of the said

hand power sidewalk lift, said plans and the construction of the hand power sidewalk lift itself shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The right and privilege herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over city streets, and also to Ordinances of the City of Pittsburgh relating thereto and to the provisions of any General Ordinance which have been or may hereafter be passed relating to the construction, maintenance, and use of the hand power sidewalk lift on City streets and compensation for the same.

Section 4. The Peoples-Pittsburgh Trust Company shall bear the full cost and expense of the repaving and repair of any street pavement damaged, repair of sewers, water lines and any other surface and subsurface structures, which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said hand power sidewalk lift. All of the work including the repaving or repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the lift be not allowed to operate during the peak rush hours of the day, namely: 8:15 A.M. to 9:15 A.M., 11:30 A.M. to 2:00 P.M., and from 4:00 P.M. to 6:00 P.M. and that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said hand power sidewalk lift upon giving to the Peoples-Pittsburgh Trust Company at least six months' written notice from the proper officers of the City, pursuant to a resolution or Ordinance of Council to the Peoples-Pittsburgh Trust Company, and that the said Peoples-Pittsburgh Trust Company, when so notified, shall at or

before the expiration of the said six months, remove the said hand power sidewalk lift and replace the street in its original condition at its own cost and expense.

Section 6. The Peoples-Pittsburgh Trust Company shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and subsurface structures, therein, caused by or arising out of the construction, maintenance, use and operation of the said hand power sidewalk lift, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the conditions that this Ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor of the City of Pittsburgh, the Peoples-Pittsburgh Trust Company shall file with the proper officers of the City of Pittsburgh, its certificate of acceptance, accepting the provisions of this Ordinance, said certificate of acceptance to be executed by the president or secretary of the Peoples-Pittsburgh Trust Company with its corporate seal affixed thereto.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book 46, Page 524.

No. 215

AN ORDINANCE — Re-establishing the grade of that portion of Merrimac street connecting with Omaha street.

Section 1. Be it ordained and enacted

by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the westerly curb line of that portion of Merrimac street connecting with Omaha street be and the same is hereby re-established as follows to wit:—

Beginning at a point of horizontal curve at Station 2 + 22.43 on the survey line of Merrimac street, as described in Ordinance No. 164 approved June 8th, 1935 at an elevation of 325.64 feet, said point of beginning being 222.43 feet southwardly along the westerly curb line of Merrimac street from the southerly 19.0 foot curb line of Virginia avenue; thence shall fall at the rate of 9.20% for a distance of 74.62 feet to a point of curve to an elevation of 318.77 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 315.55 feet; thence shall rise at the rate of 2.76% for a distance of 108.14 feet to a point of curve to an elevation of 318.53 feet; thence by a concave parabolic curve for a distance of 11.0 feet to a point of horizontal tangent, distant 5.0 feet west of the westerly line of Merrimac street as described in the above mentioned ordinance, to an elevation of 319.10 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book 46, Page 526.

No. 216

AN ORDINANCE — Re-establishing the grade of Virginia avenue at the intersection of Merrimac street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council

assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the northerly curb line of Virginia avenue at the intersection of Merrimac street be and the same is hereby re-established as follows, to-wit:—

Beginning at a point 34.0 feet east of the easterly 10.0 foot curb line of that portion of Merrimac street extending northwardly from Virginia avenue at an elevation of 344.18 feet (curb as set); thence falling by a concave parabolic curve for a distance of 34.0 feet to a point of tangent at the easterly curb line of Merrimac street to an elevation of 342.67 feet; thence level for a distance of 30.03 feet to a point of curve at the westerly curb line of Merrimac street; thence rising by a concave parabolic curve for a distance of 30.0 feet to a point of tangent to an elevation of 344.72 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book 46, Page 527.

No. 217

AN ORDINANCE — Re-establishing the grade of Merrimac street, from Virginia avenue, to a point 100.0 feet northwardly therefrom.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the westerly curb line of Merrimac street, from Virginia avenue to a point 100.0 feet northwardly therefrom be and the same is hereby re-established as follows, to-wit:—

Beginning on the northerly 19.0 foot curb line of Virginia avenue

at an elevation of 342.67 feet; thence rising by a concave parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 345.61 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance:

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book 46, Page 527.

No. 218

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway and establishing the grade of Omaha street, from Bigham street to Merrimac street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the sidewalks and roadway and the grade of the northerly curb line of Omaha street, from Bigham street to Merrimac street be and the same are hereby fixed and established as follows, to-wit:—

The sidewalks shall each have a uniform width of 6.50 feet and shall lie along and contiguous to their respective street lines.

The roadway shall have a uniform width of 22.0 feet and shall occupy the central portion of the street lying between the above described sidewalks.

Section 2. The grade of the northerly curb line shall begin at the easterly 13.0 foot curb line of Bigham street at an elevation of 376.15 feet (curb as set); thence shall fall at the rate of 2.50% for a distance of 43.0 feet to a point of curve to an elevation of 375.08 feet; thence by a convex

parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 369.44 feet; thence shall fall at the rate of 11.60% for a distance of 77.0 feet to a point of curve to an elevation of 360.51 feet; thence by a concave parabolic curve for a distance of 20.0 feet to a point of tangent at the westerly curb line of Amabell street to an elevation of 358.68 feet (curb as set); thence shall fall at the rate of 6.70% for a distance of 21.0 feet to a point of curve at the easterly curb line of Amabell street to an elevation of 357.27 feet (curb as set); thence by a convex parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 354.55 feet; thence shall fall at the rate of 20.50% for a distance of 153.0 feet to a point of curve to an elevation of 323.18 feet; thence by a concave parabolic curve for a distance of 29.0 feet to a point of horizontal tangent, distant 5.0 feet west of the westerly line of Merrimac street, as described in Ordinance No. 164 approved June 8th, 1935, to an elevation of 319.10 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book 46, Page 328.

No. 219

AN ORDINANCE — Amending Ordinance No. 280, approved by the Mayor October 5, 1934, entitled, "An Ordinance authorizing and directing the paving to variable widths and grading of Woodruff avenue, from Virginia avenue to Saw Mill Run boulevard, curbing from Virginia avenue to a point 1400 feet westwardly, the construction of a storm sewer for the drainage thereof and otherwise improving including, as may be necessary, the grading of approaches on streets affected thereby and sinking of ex-

ploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof."

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 280, approved by the Mayor October 5, 1934, entitled "An Ordinance authorizing and directing the paving to variable widths and grading of Woodruff avenue, from Virginia avenue to Saw Mill Run boulevard, curbing from Virginia avenue to a point 1400 feet westwardly, the construction of a storm sewer for the drainage thereof and otherwise improving including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof", shall be and the same is hereby amended in the following manner:

The portion of Section 1 which reads as follows:

"graded from Virginia avenue to Saw Mill Run boulevard, curbed from Virginia avenue to a point 1400 feet westwardly, a storm sewer constructed for the drainage thereof and that it be otherwise improved; said paving shall have a width of 40 feet from Virginia avenue to a point 1400 feet westwardly and a width of 20 feet from that point to Saw Mill Run boulevard, the center line thereof to coincide with the center line of the street as opened", shall be and the same is hereby amended to read as follows:

"graded to the full width to which the street is opened from Virginia avenue to the second point

point of tangent southwest of Merrimac street and thence to a width of 57 feet parallel to and adjoining the easterly line of the street as opened to a point 150 feet east of Saw Mill Run boulevard; thence to an increasing width to the intersection with Saw Mill Run boulevard; curbed from Virginia avenue to a point 1400 feet westwardly, a storm sewer constructed for the drainage thereof, and that it be otherwise improved; said paving shall have a width of 40 feet from Virginia avenue to a point 1400 feet westwardly; a width of 20 feet from that point to a point 340 feet east of Saw Mill Run boulevard; thence increasing to a width of 40 feet to the intersection of Saw Mill Run boulevard".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book 46, Page 529.

No. 220

AN ORDINANCE—Amending the portions of Ordinance No. 229, approved by the Mayor July 31, 1934, entitled, "An Ordinance authorizing and directing the grading to certain widths, paving, curbing and otherwise improving of Butler street, from Voltz way to Baker street, at a point about 190 feet west of Heth's Run bridge, and the widening and repaving of the roadway of Butler street, from said Baker street to said bridge as affected thereby, including as may be necessary, the grading of approaches on streets affected thereby, the relaying of water lines, and sinking of exploratory test holes, letting a contract or contracts therefor, and providing that the cost, damages and expenses of the same be assessed against and collected from property specially benefited there-

by, and providing for the payment of the City's share of the cost thereof", by changing the reference to Ordinance No. 420, approved July 25, 1931, as incorporated in Section 1 of said Ordinance No. 229, to a reference to Ordinance No. 173, approved June 17, 1935, and by increasing the estimate of the whole cost, as stipulated in Section 2 of said Ordinance No. 229, from \$280,000.00 to \$345,000.00.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 229, approved by the Mayor July 31, 1934, entitled, "An Ordinance authorizing and directing the grading to certain widths, paving, curbing and otherwise improving of Butler street, from Voltz way to Baker street, at a point about 190 feet west of Heth's Run bridge, and the widening and repaving of the roadway of Butler street, from said Baker street to said bridge as affected thereby, including as may be necessary, the grading of approaches on streets affected thereby, the relaying of water lines, and sinking of exploratory test holes, letting a contract or contracts therefor, and providing that the cost, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing for the payment of the City's share of the cost thereof", shall be amended in the following manner:

The portion of the last sentence of Section 1 thereof, which reads as follows:

"Ordinance No. 420, approved July 25, 1931"

shall be amended to read:

"Ordinance No. 173, approved June 17, 1935"

The portion of Section 2, which reads as follows:

"Two Hundred Eighty Thousand (\$280,000.00) Dollars"

shall be amended to read:

"Three Hundred Forty-Five Thousand and (\$345,000.00) Dollars".

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book 46, Page 530.

No. 221

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Baker street, from Jancey street to Butler street, the construction of sewers for the drainage thereof, the laying and relaying of water lines therein, and otherwise improving, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Baker street, from Jancey street to Butler street, be graded, paved and curbed, including the construction of sewers for the drainage thereof, the laying and relaying of water lines therein, and otherwise improving, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Baker street, from Jancey street to Butler street, the construction of sewers for the

drainage thereof, the laying and relaying of water lines therein, and otherwise improving, including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of \$95,000.00 which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same, and the City's share thereof shall be chargeable to and payable from Bond Fund No. 293, Street Bonds, 1928.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book 46, Page 531.

No. 222

AN ORDINANCE—Authorizing and directing the grading, paving, curbing and otherwise improving of Merrimac street, from Virginia avenue to Woodruff street and of the portion of Merrimac street that forms a connection to Omaha street, including the laying and relaying of water lines, the construction of steps connecting the two roadways of Merrimac street and the laying of sidewalk pavements on the portion thereof for which the City is obligated to pay the cost therefor, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing

that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Merrimac street, from Virginia avenue to Woodruff street and of the portion of Merrimac street that forms a connection to Omaha street, be graded, paved, curbed and otherwise improved, including the laying and relaying of water lines, the construction of steps connecting the two roadways of Merrimac street and the laying of sidewalk pavements on the portion thereof for which the City is obligated to pay the cost therefor, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving, curbing and otherwise improving of Merrimac street, from Virginia avenue to Woodruff street and of the portion of Merrimac street that forms a connection to Omaha street, including the laying and relaying of water lines, the construction of steps connecting the two roadways of Merrimac street and the laying of sidewalk pavements on the portion thereof for which the City is obligated to pay the cost therefor including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirty-four Thousand (\$34,000.00) Dollars which is the estimate of the whole cost as furnished by the De-

partment of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same, and the City's share thereof shall be chargeable to and payable from Bond Fund No. 293, Street Bonds, 1928.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book 46, Page 532.

No. 223

AN ORDINANCE—Amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, by changing the Zone Map, Sheet Z-N 10-O, so as to change from a "B" Residence Use and First Area District to a Commercial Use and Fourth Area District all that certain property at the northwest corner of Brighton road and Ridge avenue, having a frontage of 50.0 feet on Brighton road and 198.0 feet on Ridge avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That an Ordinance, entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, and recorded in Ordinance Book, Vol. 34, page 556, shall be and the same is hereby amended by changing the Zone Map, Sheet Z-N10-O, so as to change from a "B" Residence Use (U-5) and First Area (A-1) District to a Commercial Use (U-3) and Fourth Area (A-4) District, all that certain property at the northwest corner of Brighton road and Ridge avenue, having a frontage of 50.0 feet on Brighton road and 198.0 feet on Ridge avenue.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book 46, Page 533.

No. 224

AN ORDINANCE—Widening Baker street, in the 10th Ward of the City of Pittsburgh, at the easterly intersection of Butler street, at the first curve south of Butler street and at the intersection of Jancey street and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Baker street, in the 10th Ward of the City of Pittsburgh, at the easterly intersection of Butler street, at the curve south of Butler street and at the intersection of Jancey street, be and the same is hereby widened to a variable width, by taking for public use for highway purposes, the following described property, to-wit:—

AT THE EASTERLY INTERSECTION OF BUTLER STREET PORTION "A"

Beginning on the southerly line of Butler street at the intersection of the present westerly line of Baker street; thence, extending southwardly along the present westerly line of Baker street, 30.0 feet to a point of curve; thence, northwardly and westwardly by the arc of a circle deflecting to the left with a radius of 30.0 feet and a central angle of $90^{\circ} 00' 00''$ for an arc distance of 47.13 feet to a point of tangent on the southerly line of Butler street; thence, eastwardly along the southerly line of Butler street 30.0 feet to the place of beginning.

PORTION "B"

Beginning on the southerly line of Butler street at the intersection of the easterly line of Baker street; thence, extending eastwardly along the southerly line of Butler street 40.0 feet to a point of curve; thence, westwardly and southwardly by the arc of a circle deflecting to the left with a radius of 40.0 feet and a central angle of $90^{\circ} 00' 00''$ for an arc distance of 62.83 feet to a point of tangent on the present easterly line of Baker street; thence, along the present easterly line of Baker street 40.0 feet to the place of beginning.

AT THE CURVE SOUTH OF BUTLER STREET

Beginning at the intersection of the present easterly line of Baker street, as opened by Ordinance No. 216 approved November 10, 1900 and the southerly line of Ballard way; thence, extending along the southerly line of Ballard way, south $71^{\circ} 54' 00''$ east 1.02

feet to a point; thence, southwestwardly by the arc of a circle deflecting to the right with a radius of 157.0 feet, a central angle of 40° 24' 30" and a chord bearing south 40° 51' 35" west for an arc distance of 110.73 feet to the northerly line of Baker street, as laid out in the Samuel Garrison Plan of Lots of record in the Recorder's Office of Allegheny County in Plan Book Volume 4 page 168; thence, along the northerly line of Baker street, as laid out in the said plan of lots, north 71° 54' 00" west 7.47 feet to the present easterly line of Baker street, as opened by the above mentioned ordinance; thence, northeastwardly along the present easterly line of Baker street, as opened by the above mentioned ordinance by the arc of a circle deflecting to the left with a radius of 170.0 feet, a central angle of 38° 08' 40" and a chord bearing north 43° 55' 40" east for an arc distance of 113.18 feet to the place of beginning.

AT THE INTERSECTION OF JANCEY STREET

Beginning at the intersection of the easterly line of Jancey street and the present southerly line of Baker street; thence, extending along the present southerly line of Baker street 70.0 feet to a point of curve; thence, westwardly and southwardly by the arc of a circle deflecting to the left with a radius of 70.0 feet and a central angle of 90° 00' 00" for an arc distance of 109.96 feet to a point of tangent on the easterly line of Jancey street; thence, northwardly along the easterly line of Jancey street 70.0 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Baker street, in the 10th Ward of the City of Pittsburgh, at the easterly intersection of Butler street, at the curve south of Butler street, and at the intersection of Jancey street to be widened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from prop-

erties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same, and the City's share thereof shall be chargeable to and payable from Bond Fund No. 293, Street Bonds, 1928.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 29, 1935.

Approved August 7, 1935.

Ordinance Book 46, Page 534.

No. 225

AN ORDINANCE — Amending and supplementing Section 82, Department of Public Works, of Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof", approved January 2, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Ordinance No. 376, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof", approved January 2, 1935, shall be and the same is hereby amended and supplemented as hereinafter set forth:—

DEPARTMENT OF PUBLIC WORKS BUREAU OF PARKS

That Section 82 which was amended by Ordinance Nos. 63 and 177 creating and establishing the following positions:—

3 Architectural Draftsmen (3 months each). \$200.00 each per month. shall be and it is hereby amended to read:—

3 Architectural Draftsmen (10 months each). \$200.00 each per month.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 5, 1935.

Approved August 9, 1935.

Ordinance Book 46, Page 536.

No. 226

AN ORDINANCE—Authorizing and directing the City Controller to charge extra work, amounting to \$170.30, as part of the cost of completing the contract duly entered into with M. O'Herron Company, for the grading, paving and curbing of Eva street, from South St. Clair street to South Beatty street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the City Controller is hereby authorized and directed to charge extra work, duly certified to by the Director of the Department of Public Works, amounting to \$170.30, as part of the cost of completing the contract duly entered into with the M. O'Herron Company, for the grading, paving and curbing of Eva street, from South St. Clair street to South Beatty street, Controller's Contract No. 377, countersigned May 3, 1935.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 5, 1935.

Approved August 9, 1935.

Ordinance Book 46, Page 537.

No. 227

AN ORDINANCE—Authorizing and directing an increase of the in-

debtedness of the City of Pittsburgh in the sum of Five Hundred Thousand (\$500,000.00) Dollars and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purposes, viz: Providing food, clothing, fuel and shelter for and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support and providing for the redemption of said bonds and the payment of interest thereon, from Public Welfare Relief Bonds authorized by the people, April 26th, 1932.

WHEREAS, the corporate authorities of the City of Pittsburgh, by Ordinance duly enacted by the Council thereof and approved by the Mayor thereof on March 15th, 1932, and duly recorded and published as required by law, signified their desire that the indebtedness of said City be increased in the sum of Three Million (\$3,000,000.00) Dollars for the purposes described in the following ordinance, and provided that the question of increasing the indebtedness in said amount for said purposes be submitted to a vote of the electors of said City at a special election held on April 26, 1932, and

WHEREAS, After due legal notice, said election was held and conducted as required by law, and a majority of the electors who voted at said election voted in favor of said increase of indebtedness, and the vote was duly counted by the Court of Quarter Sessions as required by law, and the Clerk of Quarter Sessions made a record thereof and a certified copy of such record under seal, showing the result, was furnished as required by law, to the corporate authorities of the City of Pittsburgh and the same has been placed of record upon the minutes thereof; Now, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the indebtedness of the City of Pittsburgh be increased by the amount of Five Hundred Thousand (\$500,000.00) Dollars to provide funds for the following purposes, viz: Providing food, clothing, fuel and shelter for and otherwise assisting residents of the

City of Pittsburgh who are without adequate means of support.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of Five Hundred Thousand (\$500,000.00) Dollars be issued for the purpose aforesaid. Said bonds shall be in denomination of One Hundred (\$100.00) Dollars or multiples thereof; shall be dated as of the first day of August, 1935, and shall be payable in Twenty (20) equal annual installments of Twenty-five Thousand (\$25,000.00) Dollars, each, one of which shall mature on the first day of August in each of the years 1936 to 1955, inclusive. Said bonds shall bear interest at a rate not less than one per centum (1%) per annum, and not exceeding four per centum (4%) per annum, uniform for the entire issue, to be determined by the acceptance of a bid submitted in accordance with public advertisement as hereinafter provided payable semi-annually on the first days of August and February in each year, without deduction for any taxes which may be levied thereon by the Commonwealth of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of One Hundred (\$100.00) Dollars or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not then due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to appropriation No. 42, Contingent Fund. Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall

be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh and the coupons attached thereto shall be authenticated with facsimile signature of the City Controller.

In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place.

Each of said bonds shall be known and designated as

PUBLIC WELFARE RELIEF BOND,
1935

Section 3. The sale of said bonds at the various interest rates hereinbefore set forth shall be advertised in the manner required by law and said bonds shall be sold by the Mayor and City Controller to the highest responsible bidder therefor, provided, however, that such bonds shall not be sold at less than the par value thereof and accrued interest.

Section 4. That until said bonds, issued as herein provided, shall be fully paid there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for city purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1936, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and any tax on said interest which by the terms of said bonds is assumed by the City and also an annual tax commencing in said year equal to Five per centum (5%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded

debt of said City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.
\$..... \$.....

UNITED STATES OF AMERICA
COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
PUBLIC WELFARE RELIEF BOND,
1935

KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to the bearer in the sum of (\$)

Dollars, lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of August, A.D. 19...., with interest thereon from the date hereof at the rate of

payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without deduction for any taxes which may be levied thereon by the Commonwealth of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a reg-

istered bond or bonds of the same maturity and of the denomination of

ONE HUNDRED (\$100.00) DOLLARS or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds, with all coupons not then due at the office of City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to Five Hundred Thousand (\$500,000.00) Dollars issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on April 26, 1932, and in pursuance of an Ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase in the indebtedness of the City of Pittsburgh in the sum of Five Hundred Thousand (\$500,000.00) Dollars and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purposes, viz: Providing food, clothing, fuel and shelter for and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on July1935, and duly recorded and pub-

lished in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the above mentioned bonds, aggregating Five Hundred Thousand (\$500,000.00) Dollars, of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of August, 1935.

(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

BY _____ MAYOR

Countersigned:

CITY CONTROLLER

(Form of Coupon)

On this first day of _____, the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City (\$ _____) Dollars, lawful money of the United States of America, for six months interest on its

PUBLIC WELFARE RELIEF BOND,
1935

dated as of August 1, 1935, numbered..
.....

CITY CONTROLLER

The registered bonds issued in pursuance of this ordinance shall be in substantially the following form:

NO.....	NO.....
\$.....	\$.....

UNITED STATES OF AMERICA
COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
PUBLIC WELFARE RELIEF BOND,
1935

KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to.....In the sum (\$ _____) Dollars, lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said legal representatives or assigns, at the office of the City Treasurer of said City on the first day of August, A. D. 19....., with interest thereon at the rate of

per centum, per annum, payable at the same place on the first days of August and February, of each year without deduction for any taxes which may be levied thereon by the Commonwealth of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to Five Hundred Thousand (\$500,000.00) Dollars, issued by the City of Pittsburgh, for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and

amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on April 26, 1932, and in pursuance of an Ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Five Hundred Thousand (\$500,000.00) Dollars and providing for the issue and sale of bonds of said City in said amount to provide funds for following purposes, viz: Providing food, clothing, fuel and shelter for and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on July, 1935, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh, including the entire issue of the above-mentioned bonds, aggregating Five Hundred Thousand (\$500,000.00) Dollars, of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller as of the first day of August, 1935.

(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By _____

MAYOR

Countersigned:

CITY CONTROLLER

Registered this _____ day of _____
A. D. _____, at the office of the City
Treasurer of Pittsburgh, Pennsylvania.

REGISTRAR

Section 7. Pending the execution and delivery of the permanent bonds to be issued under this ordinance, the Mayor and City Controller are authorized to have prepared, and to execute and deliver to the purchaser of the bonds hereby authorized, one or more temporary typewritten or printed bonds for the aggregate principal amount of the bonds authorized by this ordinance, which temporary bonds shall be in such denominations and amounts as the Mayor and Controller may determine, and shall be substantially of the tenor of the registered bonds to be issued hereunder, with such appropriate omissions, insertions and variations as may be required. Each of said temporary bonds shall bear on its face the words "Temporary Public Welfare Relief Bonds, 1935."

Such temporary bonds shall be exchangeable at the office of the City Controller for a like principal amount or amounts of permanent bonds, when such permanent bonds are ready for delivery.

Upon every such exchange the temporary bonds surrendered shall forthwith be cancelled by the City Controller. Until so exchanged the temporary bonds shall be in full force and effect according to their terms, and shall bear interest from the date thereof.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 29, 1935.

Pittsburgh, August 12th, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was

passed by a two-thirds vote of said Council, this 12th day of August, 1935.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 537.

No. 228

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of an acid pipe drain in the City-County building and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of an acid pipe drain in the City-County building and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.*

Section 2. That for the payment of the cost thereof, the sum of Twelve Hundred (\$1200.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account 1676, Special Repairs, Bureau of City Property, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 12, 1935.

Approved August 16, 1935.

Ordinance Book 46, Page 543.

No. 229

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of One (1) Automobile Truck for the Bureau of Recreation, Department of Public Works and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract for the furnishing and delivery of One (1) Automobile Truck, to include the trade-in of One Dodge Truck, at a cost not to exceed the sum of Fifteen Hundred (\$1500.00) Dollars, for the Bureau of Recreation, Department of Public Works, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D., 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1907, Bureau of Recreation, Department of Public Works.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 12, 1935.

Approved August 16, 1935.

Ordinance Book 46, Page 544.

No. 230

AN ORDINANCE—Providing for the letting of a contract or contracts

for the furnishing and delivery of 1 Combination Tractor, Shovel and Bulldozer; 1 Road Roller; 1 Scarifier and Road Rooter and 1 Grader for the Bureau of Highways and Sewers and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of 1 Combination Tractor, Shovel and Bulldozer at a cost not to exceed \$3,225.00; 1 Road Roller at a cost not to exceed \$360.00; 1 Scarifier and Road Rooter at a cost not to exceed \$185.00 and 1 Grader at a cost not to exceed \$197.00 for the Bureau of Highways and Sewers at a total of all of the above not to exceed the sum of Three Thousand Nine Hundred and Sixty-Seven (\$3,967.00) Dollars in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1629 F Equipment, Bureau of Highways & Sewers.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 12, 1935.

Approved August 16, 1935.

Ordinance Book 46, Page 544.

No. 231

AN ORDINANCE—Authorizing and directing the issue and sale of a short-term promissory note of the City of Pittsburgh to provide funds to pay

\$600,000 of floating indebtedness of the City, including judgments against the City and claims for damages finally determined against the City in connection with municipal improvements, and providing for the redemption of said promissory note and the payment of interest thereon.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the proper officers of the City are hereby authorized and directed to issue and sell the promissory note of the City of Pittsburgh for the principal sum of \$600,000 to provide funds to pay \$600,000 of the floating indebtedness of the City, including judgments against the City and claims for damages finally determined against the City in connection with municipal improvements. The said promissory note shall be dated as of the first day of September, 1935, shall be payable on the first day of September, 1936, with the right of the City to anticipate the whole or any part of the principal debt on any interest-payment date. Said note shall bear interest at a rate not less than $\frac{1}{2}$ per centum per annum, and not exceeding 2 per centum per annum, to be determined by the acceptance of a bid submitted in accordance with public advertisement, as hereinafter provided, payable semi-annually on the 1st days of March and September in each year during the term of said note, without deduction for any taxes which may be levied thereon or on the debt created thereby by the Commonwealth of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said note shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City.*

Section 2. The sale of said promissory note shall be advertised once in at least two newspapers of general circulation in the City, which advertisement shall provide that bids for said note will be received at the following rates of interest, to-wit,—

per cent, —per cent, and —per cent per annum, payable semi-annually, and said note shall be sold by the Mayor and by the City Controller, on or after the third calendar business day following said advertisement, as provided by law, to the highest responsible bidder, who shall offer to purchase the same at the lowest rate at which a bid or bids are received, provided, however, that the note shall be sold at not less than the face value thereof and accrued interest.

Section 3. That until said note shall be fully paid there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely, the year 1936, sufficient to pay the interest on said note as the same shall accrue and become payable, and any tax thereon which by the terms of said note is assumed by the City, and also an annual tax commencing in said year equal to —per cent of the total amount of said note hereby authorized, to be used for the payment of the principal and the redemption of said note as it becomes due and payable according to its terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid. The indebtedness evidenced by said note may be funded by the issuance of bonds, pursuant to law, and in said event the tax herein levied shall thenceforth be inoperative.

Section 4. That the said note shall, by the authority of this Ordinance and the Act of Assembly authorizing the same, be entitled to all the rights, privileges and immunities thereof and shall be free from taxation, as aforesaid, and for the payment of the principal thereof and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 5. That said note shall be executed in the name of the City of Pittsburgh by the Mayor and counter-

signed by the City Controller, and sealed with the corporate seal of the City of Pittsburgh. In case of the absence or disability of either of such officials, or their refusal to act, the note shall be signed by the city official authorized by law or by a resolution of Council to act in his place. The form of the note to be issued in pursuance of this Ordinance shall be substantially as follows:

\$600,000.00 Pittsburgh Pennsylvania.

—1935.

On —the City of Pittsburgh, Pennsylvania, promises to pay to the order of

—the sum of \$600,000.00 lawful money of the United States, with interest thereon at the rate of —per cent per annum, from the date hereof; payable both as to principal and interest at the office of the Treasurer of the City of Pittsburgh, Pennsylvania.

The City of Pittsburgh shall have the right to anticipate the payment of the whole or of any part of the principal indebtedness evidenced hereby on any interest-payment date.

This note is issued by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled "An Act authorizing cities of the second class to issue and sell short-term promissory notes," approved July 12, 1935, and constitutes a general obligation of the City of Pittsburgh, Pennsylvania, and for the true and faithful payment of the principal thereof, together with the interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

The interest hereon shall be payable without deduction for any taxes which may be levied upon this note by the Commonwealth of Pennsylvania, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh.

CITY OF PITTSBURGH,

By _____ Mayor.

Countersigned

City Controller

(Seal of the City of Pittsburgh)

Section 6. That the proper officers of the City are hereby directed to prepare and file in the Court of Quarter Sessions of Allegheny County, Pennsylvania, a statement in the manner and form required by law in connection with this indebtedness.

Section 7. That any Ordinance or part or Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 12, 1935.

Approved August 16, 1935.

Ordinance Book 46, Page 545.

No. 232

A N ORDINANCE— Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction and installation of a heating system in the Bureau of Tests Laboratory and providing for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and award a contract or contracts for the construction and installation of a Heating System in the Bureau of Tests Laboratory, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of two thousand (\$2,000.00) dollars, or as much thereof as may be necessary is hereby set apart and appropriated from Code Account 122—General Improvement Bonds 1934, and the Mayor is hereby authorized and directed to issue, and the City Controller to countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 19, 1935.

Approved August 22, 1935.

Ordinance Book 46, Page 547.

No. 233

A N ORDINANCE— Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the making of alterations, including plumbing work, to the building in Frick Park at Beechwood boulevard, and providing for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the making of alterations, including plumbing work, to the building in Frick Park at Beechwood boulevard and to enter into a contract or contracts with the successful bidder or bidders for the performance of said work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of Four

Thousand (\$4,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Frick Park Trust Funds, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 19, 1935.

Approved August 22, 1935.

Ordinance Book 46, Page 548.

No. 234

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into a lease with Grant Building Incorporated, for office floor space at a price of One (\$1.00) Dollar per square foot per annum, the space to be used in carrying out Unemployment Relief Projects in conjunction with the Works Progress Administration.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and Director of the Department of Public Works be and they are hereby authorized and directed to enter into a lease with Grant Building Incorporated, for office space requested to be used by the City in carrying out Unemployment Relief Projects in conjunction with the Works Progress Administration, said lease shall be entered into for space in the Grant building, at a rate not to exceed One (\$1.00) Dollar per square foot per annum.

Said lease shall be entered into as may be required from time to time for a period of one month and shall

contain a provision that the City may renew said lease from month to month by continuing in possession thereof, and shall contain a further provision that the owner shall have the right to terminate said lease or leases upon giving notice to the City not less than fifteen (15) days prior to the termination thereof or of any extension thereto.

Section 2. That the rental shall be and the same is hereby made payable from the funds, which have been or may be from time to time, appropriated for said purposes.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 19, 1935.

Approved August 22, 1935.

Ordinance Book 46, Page 548.

No. 235

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a 24" Terra Cotta Pipe Relief Sewer on Ellsworth avenue and South Graham street from the existing sewer on Ellsworth avenue at Bellefonte street to the existing sewer on South Graham street at Brownell street, including, as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of Three Thousand (\$3,000.00) Dollars from Code Account 1554, Sewer Repairs, and One Thousand (\$1,000.00) Dollars from Bond Fund 109, Public Works Bonds, amounting in the aggregate to Four Thousand (\$4,000.00) Dollars for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a 24" Terra Cotta Pipe Relief Sewer on Ellsworth avenue and South Graham street from the existing sewer on Ellsworth avenue at Bellefonte street to the existing sewer on South Graham street at Brownell street, including, as may be necessary, the excavation of exploratory test holes.

Commencing at the existing sewer on Ellsworth avenue at Bellefonte street and thence eastwardly along Ellsworth avenue to South Graham street; thence northwardly along South Graham street to the existing sewer on South Graham street at Brownell street, said sewer to be Terra Cotta Pipe and 24" in diameter. The said contract or contracts to be awarded for a sum not to exceed Four Thousand (\$4,000.00) Dollars, and the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the costs thereof, the sum of Four Thousand (\$4,000.00) Dollars, or so much thereof as may be necessary, is hereby set apart and appropriated as follows:

\$3,000.00 from Code Account 1554,
Sewer Repairs
\$1,000.00 from Bond Fund 109,
Public Works Bonds,

amounting in the aggregate to Four Thousand (\$4,000.00) Dollars, and the Mayor is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as

the same affects this Ordinance.

Passed August 19, 1935.

Approved August 22, 1935.

Ordinance Book 46, Page 549.

No. 236

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway of Burrows street, from Terrace street to the southerly line of the Schenley Square Plan of Lots, providing for parking, sloping and the construction of retaining walls and steps on that portion of the street lying without the lines of the sidewalks and roadway.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the sidewalks and roadway of Burrows street, from Terrace street to the southerly line of the Schenley Square Plan of Lots, be and the same are hereby fixed as follows, to-wit:—

The easterly sidewalk shall have a uniform width of 6.0 feet and shall lie along and be parallel to the easterly street line.

The roadway shall have a uniform width of 24.0 feet and shall lie along and be parallel to the easterly sidewalk as above described.

The westerly sidewalk shall have a uniform width of 6.0 feet and shall lie along and be parallel to the westerly line of the roadway as above described.

The remaining portion of the street, being a strip 4.0 feet in width, lying between the westerly sidewalk, as above described, and the westerly street line shall be used for parking, sloping and the construction of retaining walls and steps.

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 19, 1935.

Approved August 22, 1935.

Ordinance Book 46, Page 550.

No. 237

AN ORDINANCE — Widening Los Angeles avenue, in the 19th Ward of the City of Pittsburgh, at its intersection with Shiras avenue and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Los Angeles avenue, in the 19th Ward of the City of Pittsburgh, at its intersection with Shiras avenue be widened, by taking for public use for highway purposes, the following described property, to-wit:—

PARCEL "A"

Beginning at the intersection of the easterly line of Los Angeles avenue with the northerly line of Shiras avenue; thence northwardly along the said easterly line of Los Angeles avenue 55.78 feet to a point of curve; thence southwardly by the arc of a circle deflecting to the left with a radius of 90.0 feet and a central angle of $20^{\circ} 57' 30''$ for an arc distance of 32.92 feet to a point of compound curve; thence southeastwardly by the arc of a circle deflecting to the left with a radius of 30.0 feet and a central angle of $75^{\circ} 55' 30''$ for an arc distance of 39.75 feet to a point of tangent on the said northerly line of Shiras avenue; thence westwardly along the said northerly line of Shiras avenue 37.84 feet to the place of beginning.

PARCEL "B"

Beginning at the intersection of

the westerly line of Los Angeles avenue with the northerly line of Shiras avenue; thence westwardly along the said northerly line of Shiras avenue 10.64 feet to a point of curve; thence northeastwardly by the arc of a circle deflecting to the left with a radius of 12.0 feet and a central angle of $83^{\circ} 07' 00''$ for an arc distance of 17.41 feet to a point of tangent on the said westerly line of Los Angeles avenue; thence southwardly along the said westerly line of Los Angeles avenue 10.64 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Los Angeles avenue, in the 19th Ward of the City of Pittsburgh, at its intersection with Shiras avenue to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 19, 1935.

Approved August 22, 1935.

Ordinance Book 46, Page 551.

No. 238

AN ORDINANCE — Authorizing and directing the Grading to a width of thirty-six (36) feet, Paving and Curbing of Burrows street, from Terrace street to the south line of the Schenley Square Plan of Lots, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or con-

tracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

WHEREAS, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Burrows street, from Terrace street to the south line of the Schenley Square Plan of Lots have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same; Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Burrows street, from Terrace street to the south line of the Schenley Square Plan of Lots, be graded to a width of thirty-six (36) feet, paved and curbed, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading to a width of thirty-six (36) feet, Paving and Curbing of said street between said points including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of \$8,000.00 which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accord-

ance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 19, 1935.

Approved August 22, 1935.

Ordinance Book 46, Page 552.

No. 239

AN ORDINANCE—Widening Crosby avenue, 19th Ward, City of Pittsburgh, at the intersections of all streets between and including Pauline avenue and Alcott way, and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Crosby avenue in the 19th Ward of the City of Pittsburgh at the intersections of all streets between and including Pauline avenue and Alcott way, be and the same is hereby widened to a variable width by taking, for public use, for highway purposes, the property hereinafter designated and described as Parcels Number One to Ten respectfully, to wit:

PARCEL NUMBER ONE—AT PAULINE AVENUE

Beginning at the intersection of the southwest corner of Pauline avenue and Crosby avenue, thence extending southwardly along the westerly line of Pauline avenue for a distance of 16.84 feet to a point of curve; thence extending northwestwardly by the arc of a circle deflecting to the left, with a radius of 20 feet, and a central angle of 80° 11' for an arc distance of 27.99 feet to a point of tangent on the southerly line of Crosby avenue; thence

extending eastwardly along the southerly line of Crosby avenue for a distance of 16.84 feet to the place of beginning.

PARCEL NUMBER TWO--AT
PAULINE AVENUE

Beginning at the intersection of the northwest corner of Pauline avenue and Crosby avenue; thence extending westwardly along the northerly line of Crosby avenue for a distance of 17.82 feet to a point of curve; thence extending northeastwardly by the arc of a circle deflecting to the left, with a radius of 15 feet, and a central angle of $99^{\circ} 49'$ for an arc distance of 26.13 feet to a point of tangent on the westerly line of Pauline avenue; thence extending southwardly along the westerly line of Pauline avenue for a distance of 17.82 feet to the place of beginning.

PARCEL NUMBER THREE--AT
20 FOOT WAY
BETWEEN PAULINE AVENUE AND
PALM BEACH AVENUE

Beginning at the intersection of the southeast corner of Crosby avenue and a 20 foot way lying between Pauline avenue and Palm Beach avenue; thence extending eastwardly along the southerly line of Crosby avenue for a distance of 11.88 feet to a point of curve; thence extending southwestwardly by the arc of a circle deflecting to the left, with a radius of 10 feet, and a central angle of $99^{\circ} 49'$ for an arc distance of 17.42 feet to a point of tangent on the easterly line of a 20 foot way; thence extending northwestwardly along the easterly line of a 20 foot way for a distance of 11.88 feet to the place of beginning.

PARCEL NUMBER FOUR--AT
20 FOOT WAY
BETWEEN PAULINE AVENUE AND
PALM BEACH AVENUE

Beginning at the intersection of the southwest corner of Crosby avenue and a 20 Foot Way lying between Pauline avenue and Palm Beach avenue; thence extending southeastwardly along the westerly line of a 20 foot way for a distance of 16.84 feet to a point of curve; thence extending north-

westwardly by the arc of a circle deflecting to the left, with a radius of 20 feet and a central angle of $80^{\circ} 11'$ for an arc distance of 27.99 feet to a point of tangent on the southerly line of Crosby avenue; thence extending eastwardly along the southerly line of Crosby avenue 16.84 feet to the place of beginning.

PARCEL NUMBER FIVE--AT
PALM BEACH AVENUE

Beginning at the intersection of the southeast corner of Crosby avenue and Palm Beach avenue; thence extending eastwardly along the southerly line of Crosby avenue for a distance of 23.76 feet to a point of curve; thence extending southwestwardly by the arc of a circle deflecting to the left, with a radius of 20 feet and a central angle of $99^{\circ} 49'$ for an arc distance of 34.84 feet to a point of tangent on the easterly line of Palm Beach avenue; thence extending northwestwardly along the easterly line of Palm Beach avenue for a distance of 23.76 feet to the place of beginning.

PARCEL NUMBER SIX--AT
PALM BEACH AVENUE

Beginning at the intersection of the southwest corner of Crosby avenue and Palm Beach avenue; thence extending southeastwardly along the westerly line of Palm Beach avenue for a distance of 9.35 feet to a point of curve; thence extending northwesterly by the arc of a circle deflecting to the left with a radius of 11 feet and a central angle $135^{\circ} 41'$ for an arc distance of 26.05 feet to a point of tangent on the easterly line of a 15 foot way; thence extending northwardly along the easterly line of a 15 foot way for a distance of 5.90 feet to the southerly line of Crosby avenue; thence extending eastwardly along the southerly line of Crosby avenue for a distance of 14.97 feet to the place of beginning.

PARCEL NUMBER SEVEN--AT
15 FOOT WAY
BETWEEN PALM BEACH AVENUE
AND LOS ANGELES AVENUE

Beginning at the intersection of the southwest corner of Crosby avenue and a 15 foot way lying between Palm Beach avenue and Los Angeles ave-

nue; thence extending southwardly along the westerly line of a 15 foot Way for a distance of 19 feet to a point of curve; thence extending northwestwardly by the arc of a circle deflecting to the left with a radius of 10 feet and a central angle of $124^{\circ} 30'$ for an arc distance of 21.73 feet to a point of tangent on the southerly line of Crosby avenue; thence extending eastwardly along the southerly line of Crosby avenue for a distance of 19 feet to the place of beginning.

PARCEL NUMBER EIGHT—AT
LOS ANGELES AVENUE

Beginning at the intersection of the southeast corner of Crosby avenue and Los Angeles avenue; thence extending eastwardly along the southerly line of Crosby avenue for a distance of 12.15 feet to a point of curve; thence extending southwestwardly by the arc of a circle deflecting to the left with a radius of 25 feet and a central angle of $51^{\circ} 51'$ for an arc distance of 22.62 feet to a point of tangent on easterly line of Los Angeles avenue; thence extending northwardly along the easterly line of Los Angeles avenue 12.15 feet to the place of beginning.

PARCEL NUMBER NINE—AT
LOS ANGELES AVENUE

Beginning at the intersection of the southwest corner of Crosby avenue and Los Angeles avenue; thence extending southwardly along the westerly line of Los Angeles avenue for a distance of 20.57 feet to a point of curve; thence extending northwestwardly by the arc of a circle deflecting to the left with a radius of 10 feet and a central angle of $128^{\circ} 09'$ for an arc distance of 22.37 feet to a point of tangent on the southerly line of Crosby avenue; thence extending eastwardly along the southerly line of Crosby avenue for a distance of 20.57 feet to the place of beginning.

PARCEL NUMBER TEN—AT
ALCOTT WAY

Beginning at the intersection of the southeast corner of Crosby avenue and Alcott way; thence extending southeastwardly along the southerly line of Crosby avenue for a distance of 15.40 feet to an angle point in the same, said angle point being also the point

of curve in respect to the following described arc; thence southwestwardly by the arc of a circle deflecting to the left with a radius of 40.29 feet and a central angle of $51^{\circ} 51'$ for an arc distance of 36.46 feet to a point of tangent on the easterly line of Alcott way; thence extending northwardly along the easterly line of Alcott way 29.09 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Crosby avenue, in the 19th Ward of the City of Pittsburgh, at the intersections of all streets between and including Pauline avenue and Alcott way, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 19, 1935.

Approved August 22, 1935.

Ordinance Book 46, Page 533.

No. 240

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement for and on behalf of the City of Pittsburgh with the Commonwealth of Pennsylvania, acting through the Secretary of Highways, relating to the widening and reimprovement of CARSON STREET WEST, State Highway Route 76, Section 7, from a point about 60 feet west of Telford street at Station 74 + 67 to the east end of the

bridge over Chartiers Creek, at Station 105 + 88.45, said agreement to be in the form as herein set forth.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into an agreement for and on behalf of the City of Pittsburgh, with the Commonwealth of Pennsylvania, acting through the Secretary of Highways, in the manner and form as follows:*

THIS AGREEMENT

Entered into this day of 1935, by and between the Commonwealth of Pennsylvania, acting through the Secretary of Highways, hereinafter sometimes referred to as "The Commonwealth", party of the first part,

AND

The City of Pittsburgh, acting through the Mayor and the Director of the Department of Public Works, hereinafter sometimes referred to as "The City", party of the second part.

WHEREAS, it is deemed advisable to widen and reimprove Carson street West, a major highway in the City of Pittsburgh, between a point about 60 feet west of Telford street to the easterly end of the bridge over Chartiers Creek, the same being traversed by State Highway Route 76, from Station 74 + 67 to Station 105 + 88.45, and

WHEREAS, the Secretary of Highways of the Commonwealth of Pennsylvania, is willing to allocate Federal funds for the payment of the cost of certain physical work involved therein, and

WHEREAS, in order to provide for this improvement the City has caused to be enacted the following legislation:

(a) Ordinance No. 140, approved May 7, 1932, which authorized the widening of said highway;

(b) Ordinance No. 97, approved April 6, 1935, re-fixing the width and position of the roadway and

sidewalk, and re-establishing the grade from a point 292 feet west of Telford street to a point 90.70 feet east of Sanford street;

(c) Ordinance No. 98, approved April 6, 1935, refixing the width and position of the roadway and sidewalk, and re-establishing the grade from a point 53.13 feet east of Fernwood street to the Bridge over Chartiers Creek, and

(d) Ordinance No. 240, approved July 31, 1934, which authorized the entering into a contract, or contracts, for the City's share of the physical cost thereof and for the payment therefor,

NOW, THEREFORE, the parties hereto for and in consideration of the mutual covenants and conditions hereinafter specified, do hereby agree as follows:

I

It is mutually agreed that the plans for this improvement shall be in general conformity with plans prepared by the Commonwealth and identified by the signature of the Governor of the Commonwealth of Pennsylvania, and dated June 12, 1935, copies of said plan being on file in the offices of the parties hereto. Upon completion of this improvement the Commonwealth will assume the maintenance of the roadway in conformity with the Acts of Assembly relating thereto.

II

All work done by authority of this Agreement shall conform to, and be governed by, the plans and specifications prepared by, and on file in the Department of Highways, of said Commonwealth, said plans being subject to the mutual approval of the parties hereto; said work shall be done under the supervision of the Secretary of Highways of said Commonwealth, or his duly authorized representative.

III

The Commonwealth agrees to enter into a contract, or contracts, with the successful bidder, or bidders, for that portion of the physical work required to grade, regrade, pave, repave, curb,

recurb and otherwise improve the relocated highway with a roadway pavement 38 feet in width, and construct catch basins for surface water, and drains and necessary manholes therefor, extend and reconstruct retaining walls, coping, and fence or highway guard along the right of way of the P. & L. E. R. R., reconstruct as may be necessary the existing abutment supporting the Ohio Connecting Railroad tracks overhead, and adjust pavements on intersecting roadways, the cost of which work will be in the estimated amount of \$153,000.00, and is to be paid for wholly from Public Works Highway Funds authorized by Section 204 of the Act of June 16, 1933 (48 Stat. 200), and Section 1 of the Act of June 18, 1934 (H. R. 8781).

IV

The City agrees:

(a) To bear the full cost of property damages occasioned by reason of the establishing and re-establishing of grades for the said section of Carson street West traversed by State Highway Route 76 between the limits set forth in the first preamble of this Agreement, the cost of which grade damage is estimated at \$4,000.00:

(b) To bear the cost for the relaying of sidewalk pavements, raising and relaying of water lines, and the transportation of all paving blocks, iron castings, and iron fence that is not required for relaying, or resetting, the cost of which work is estimated at \$20,000.00.

V

The City further agrees to enact such legislation as will be necessary to enable the Commonwealth (a) to advertise and receive bids apart from the contract to be entered into by the Commonwealth, and to award a contract, or contracts, for and on behalf of the City for the construction of the physical work above described in Article IV, the estimated cost of which is \$20,000.00:

(b) To supervise the performance of the work provided for by said contract, or contracts.

(c) To forward estimates to the proper officers of the City for approval and payment.

VI

The City further agrees to enter into a contract, or contracts, with the successful bidder, or bidders, for the performance of the work above described in Article IV in conformity with the laws and ordinances governing said City, payment therefor to be made up to the amount of 90% of monthly estimates furnished to the City by the Department of Highways of said Commonwealth, and upon completion of all work in a satisfactory manner, the full amount of final estimate furnished by the Department of Highways of said Commonwealth, less the sum paid on monthly estimates as aforesaid.

VII

The Commonwealth shall have full charge of the physical improvement provided for in this Agreement, and shall, pursuant to the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto, advertise for bids for the construction of all physical work provided for in this Agreement, and award a contract, or contracts, for the physical work described in Article III of this Agreement to the successful bidder, or bidders, and on behalf of the City, award a contract, or contracts, to the successful bidder for the physical work described in Article IV of this Agreement.

VIII

It is further agreed that additional, extra, or force account work and materials may be authorized by the Commonwealth in excess of the estimated quantities provided for in any contract to the extent of fifteen (15%) per centum of the contract amount, and shall be paid for at the unit prices established in said contract, or agreed upon if no contract item exists, and that deductions for work not done and material not furnished shall be made in a similar manner from the contract prices; but if additional, extra, or force account work and materials beyond fifteen (15%) per centum of the contract shall be required for the work

covered by Article IV (b), a further Agreement between the parties hereto shall be made before the work is done.

IN WITNESS WHEREOF, the Secretary of Highways, for and on behalf of the Commonwealth of Pennsylvania, has hereunto affixed his hand and seal of the Department of Highways, and the Mayor and the Director of the Department of Public Works, acting for and on behalf of the said City, have hereunto set their hands and seal of the said City pursuant to due and legal action authorizing the same by the said City.

COMMONWEALTH OF
PENNSYLVANIA,

By _____
Secretary of Highways.

Attest: _____
Executive Secretary.

CITY OF PITTSBURGH,

By _____
Mayor.

Attest: _____
Mayor's Secretary.

Director, Department
of Public Works.

Attest: _____
Chief Clerk.

Countersigned: _____
City Controller.

Approved as to Form: _____
City Solicitor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 19, 1935.

Approved August 22, 1935.

Ordinance Book 46, Page 556.

No. 241

AN ORDINANCE—SIGNIFYING the desire of the corporate authorities of the City of Pittsburgh that the in-

debtedness of the City of Pittsburgh be increased in the amount of Four Million Dollars (\$4,000,000.00) for the purpose of providing funds for General Improvements in the several Departments of the City of Pittsburgh.

WHEREAS, due to unusual economic conditions which have caused unemployment through the County, the Federal Government is allocating funds from which the City of Pittsburgh is to receive a substantial sum, and

WHEREAS, in order to receive the benefit of the Federal Grant the City is required to appropriate certain funds, which funds the City is unable to meet from current revenues, and the necessary funds, must therefore, be obtained by an increase of indebtedness of the City of Pittsburgh by the issuance of bonds.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That in pursuance of an Act of Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several amendments and supplements thereof, and all other laws of the Commonwealth relating to the subject-matter of this Ordinance, the corporate authorities of said City do hereby signify a desire to make an increase of indebtedness of said City, in the amount and for the purpose as set forth in Section 2 hereof.

Section 2. That for the purpose of obtaining the assent of the electors of the said City to an increase of indebtedness of said City, a proposition shall be submitted at a regular public election to the said electors as hereinafter provided, reading as follows:—

SHALL THE INDEBTEDNESS OF THE CITY OF PITTSBURGH BE INCREASED IN THE AMOUNT OF FOUR MILLION DOLLARS (\$4,000,-

000.00) FOR THE PURPOSE OF
PROVIDING FUNDS FOR GEN-
ERAL IMPROVEMENTS IN THE
SEVERAL DEPARTMENTS OF
THE CITY OF PITTSBURGH.

Section 3. That the said proposition shall be submitted to the electors of the City of Pittsburgh at a regular public election to be held in said City on the fifth day of November 1935, and the said election shall be held at the places, time and under the same regulations as provided by law for the holding of municipal election.

Section 4. The Mayor of said City shall by proclamation give notice of said election during at least thirty (30) days by weekly advertisements in the newspapers, not exceeding three in said City, and said notice shall contain a statement of the amount of the last assessed valuation, of the amount of the existing debt, of the amount and percentage of the proposed increase and the purposes for which the indebtedness is to be increased.

Section 5. The Mayor of said City and all other municipal and County officials and election officers are hereby authorized and directed to do all acts and things which may be necessary for the lawful holding and conducting of the said election in the manner provided by law, and all expenses occasioned by said election, lawfully payable by said City, shall be payable out of Appropriation No. 42, Contingent Fund.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 14, 1935.

Pittsburgh, August 26th, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 26th day of August, 1935.

E. W. LINDSAY,

Clerk of Council.

Ordinance Book 46, Page 559.

No. 242

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of \$2,000,000.00 and providing for the issue and sale of a short-term promissory note of said City in said amount, to provide funds to pay for the construction of general public improvements within the City, including the materials necessary therefor, and the preliminary expenses in connection therewith, and to pay engineering, architectural and other expenses incurred or to be incurred in connection with contracts for municipal improvements and providing for the redemption of said promissory note and the payment of interest thereon.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of \$2,000,000.00 to provide funds to pay for the construction of general public improvements within the City, including the materials necessary therefor, and the preliminary expenses in connection therewith, and to pay engineering, architectural and other expenses incurred or to be incurred in connection with contracts for municipal improvements.

Section 2. That a promissory note of the City of Pittsburgh in the principal amount of \$2,000,000.00 be issued for the purposes aforesaid, which note shall be dated as of the first day of September, 1935, and shall be payable on the first day of September, 1936, with the right in the City to anticipate the payment of the whole or any part of the principal debt on any interest-payment date. Said note shall bear interest at a rate not less than $\frac{1}{2}$ per centum per annum and not exceeding 2 per centum per annum, to be determined by the acceptance of bids submitted in accordance with public advertisement, as hereinafter provided, payable semi-annually on the 1st days of March and September in each year during the term of said note, without

deduction for any taxes which may be levied thereon or on the debt created thereby by the Commonwealth of Pennsylvania, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said note shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City.

Section 3. The sale of said promissory note shall be advertised once in at least two newspapers of general circulation in the City, which advertisement shall provide that bids for said note will be received at the following rates of interest, to-wit, ——— per cent, ——— per cent, and ——— per cent per annum, payable semi-annually, and said note shall be sold by the Mayor and by the City Controller not earlier than the third calendar business day following said advertisement, pursuant to law, to the highest responsible bidder, who shall offer to purchase the same at the lowest rate at which a bid or bids are received, provided, however, that the note shall be sold at not less than the face value thereof and accrued interest.

Section 4. That until said note shall be fully paid there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely, the year 1936, sufficient to pay the interest on said note as the same shall accrue and become payable, and any tax thereon which by the terms of said note is assumed by the City, and also an annual tax commencing in said year equal to ——— per cent of the total amount of said note hereby authorized, to be set apart as a sinking fund for the payment of the principal and the redemption of said note as it becomes due and payable according to its terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid. The indebtedness evidenced by said note may be funded at any time by the issuance of bonds,

pursuant to law, and in said event the tax hereinabove levied shall thenceforth be inoperative.

Section 5. That the said note shall, by the authority of this Ordinance and the Act of Assembly authorizing the same, be entitled to all the rights, privileges and immunities thereof and shall be free from taxation, as aforesaid, and for the payment of the principal thereof and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That said note shall be executed in the name of the City of Pittsburgh by the Mayor and countersigned by the City Controller, and sealed with the corporate seal of the City of Pittsburgh. In cases of the absence or disability of either of such officials, or their refusal to act, the note shall be signed by the city official authorized by law or by a resolution of Council to act in his place. The form shall be substantially as follows:

\$2,000,000.00

Pittsburgh, Pennsylvania.

1935.

On ——— the City of Pittsburgh, Pennsylvania, promises to pay to the order of

———— the sum of \$2,000,000.00 lawful money of the United States, with interest thereon at the rate of ——— per cent per annum, from the date hereof; payable both as to principal and interest at the office of the Treasurer of the City of Pittsburgh, Pennsylvania.

The City of Pittsburgh shall have the right to anticipate the payment of the whole or of any part of the principal indebtedness evidenced hereby on any interest-payment date.

This note is issued by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled "An Act authorizing cities of the second class to issue and sell

short-term promissory notes," approved July 12, 1935, and constitutes a general obligation of the City of Pittsburgh, Pennsylvania, and for the true and faithful payment of the principal thereof, together with the interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

The interest hereon shall be payable without deduction for any taxes which may be levied upon this note by the Commonwealth of Pennsylvania, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh.

CITY OF PITTSBURGH,

By _____
Mayor

Countersigned

City Controller

(Seal of the City of Pittsburgh)

Section 7. That the proper officers of the City are hereby directed to prepare and file in the Court of Quarter Sessions of Allegheny County, Pennsylvania, a statement in the manner and form required by law in connection with this increase of indebtedness.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 14, 1935.

Pittsburgh, August 26th, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 26th day of August, 1935.

E. W. LINDSAY,
Clerk of Council.

Ordinance Book 46, Page 560.

No. 243

AN ORDINANCE—Authorizing the issuance of a warrant to WATKINS & COMPANY, in the sum of \$7408.25, for professional services, accounting, in the matter of the South Pittsburgh Water Company.

WHEREAS, the City Solicitor procured the services of WATKINS & COMPANY, Certified Public Accountants, under and pursuant to an Ordinance of the City of Pittsburgh, approved November 17, 1934, Ordinance Book Volume 48, page 212, and work was proceeded with under the direction, supervision and with the approval of the City Solicitor, for the benefit of the City of Pittsburgh, which benefit thereof has been received by it; and

WHEREAS, under the provisions of the Act of May 23, 1874, known as the "Wallace Ace", the City of Pittsburgh is authorized to direct the payment of any claim against the City, without previous authority of law, where the City has received the benefit of the same; NOW, THEREFORE,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized to issue, and the City Controller to countersign, a warrant in favor of WATKINS & COMPANY, in the sum of \$7408.25, for services rendered up to August 1st, 1935, and charge the same to Code Account No. 1080.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 26, 1935.

Approved September 3, 1935.

Ordinance Book 46, Page 562.

No. 244

AN ORDINANCE—Appropriating the sum of \$5,000.00 heretofore transferred by Resolution No. 116, approved

June 26, 1935, from Appropriation No. 1443 Salaries Regular Employees, Bureau of Police, to Appropriation No. 1892 Conservatory Supplies for Spring Flower Show, for the following purposes, viz: Providing supplies, materials, equipment, and repairs for the Spring Flower Show of 1936.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$5,000.00 heretofore transferred by Resolution No. 116, approved June 26, 1935, from Appropriation No. 1443 Salaries Regular Employees, Bureau of Police, to Appropriation No. 1892 Conservatory Supplies for Spring Flower Show, for the following purposes, viz: Providing supplies, materials, equipment, and repairs for the Spring Flower Show of 1936, and charge same to Code Account No. 1892 Conservatory Supplies for Spring Flower Show.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 26, 1935.

Approved September 3, 1935.

Ordinance Book 46, Page 563.

No. 245

AN ORDINANCE — Re-establishing the grade of Los Angeles avenue, from Crosby avenue to Shiras avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the westerly 8.0 foot curb line of Los Angeles avenue, from Crosby avenue to Shiras avenue be and the same is hereby re-established as follows, to-wit:—*

Beginning at the southerly 8.0 foot curb line of Crosby avenue at an elevation of 544.39 feet; thence

rising by a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 545.38 feet; thence rising at the rate of 4.80% for a distance of 36.58 feet to a point of curve to an elevation of 547.14 feet; thence by a convex parabolic curve for a distance of 240.0 feet to a point of tangent to an elevation of 537.90 feet; thence falling at the rate of 12.50% for a distance of 88.32 feet to a point of curve to an elevation of 526.86 feet; thence by a concave parabolic curve for a distance of 30.0 feet to the northerly 9.0 foot curb line of Shiras avenue to an elevation of 524.71 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 26, 1935.

Approved September 3, 1935.

Ordinance Book 46, Page 564.

No. 246

AN ORDINANCE — Re-establishing the grade of Crosby avenue, from Pauline avenue to Alcott way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the southerly curb line of Crosby avenue, from Pauline avenue to Alcott way be and the same is hereby re-established as follows, to-wit:—*

Beginning at the westerly 10.0 foot curb line of Pauline avenue at an elevation of 477.48 feet (curb as set); thence rising by a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 481.35 feet; thence rising at the rate of 16.0% for a distance of 68.89 feet to a point of curve to an elevation of 492.37 feet; thence by a convex parabolic

curve for a distance of 20.0 feet to a point of reverse curve to an elevation of 494.67 feet; thence by a concave parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 497.17 feet; thence rising at the rate of 18.0% for a distance of 93.91 feet to a point of curve to an elevation of 514.07 feet; thence by a convex parabolic curve for a distance of 16.0 feet to a point of tangent at the easterly curb line of Palm Beach avenue to an elevation of 516.07 feet; thence rising at the rate of 7.0% for a distance of 24.36 feet to a point of curve at the westerly curb line of Palm Beach avenue to an elevation of 517.78 feet; thence by a concave parabolic curve for a distance of 16.0 feet to a point of tangent to an elevation of 519.78 feet; thence rising at the rate of 18.0% for a distance of 115.87 feet to a point of curve to an elevation of 540.64 feet; thence by a convex parabolic curve for a distance of 16.0 feet to a point of tangent at the easterly 8.0 foot curb line of Los Angeles avenue to an elevation of 542.56 feet; thence rising at the rate of 6.0% for a distance of 72.52 feet to a point of curve to an elevation of 546.91 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 547.17 feet; thence falling at the rate of 5.36% for a distance of 28.04 feet to the easterly line of Alcott way to an elevation of 545.66 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 26, 1935.

Approved September 3, 1935.

Ordinance Book 46, Page 564.

No. 247

AN ORDINANCE—Approving Ross Gardens, in the 12th Ward of the

City of Pittsburgh, laid out by Charles E. Weitz and Mary A. Weitz, his wife, Jesse G. Wise and Clara M. Wise, his wife, Roland L. Trauger and Elsie L. Trauger, his wife, Frank Weis, Jr., and Rose M. Weis, his wife, Emelie I. Sweeney and James A. Sweeney, her husband, Kate B. Leggett, Right Reverend Hugh C. Boyle, Trustee for the Corpus Christi Church of Pittsburgh, Pennsylvania, and Fidelity Trust Company, executors and trustees under the last will and testament of Charles Ross, deceased, accepting the dedication of Wiltsie street, Ross Garden road and Fern Rock road as shown thereon for public use for highway purposes, opening and naming the same and fixing the widths and positions of the roadways and sidewalks and establishing the grades thereon.

WHEREAS, Charles E. Weitz and Mary A. Weitz, his wife, Jesse G. Wise, and Clara M. Wise, his wife, Roland L. Trauger and Elsie L. Trauger, his wife, Frank Weis, Jr., and Rose M. Weis, his wife, Emelie I. Sweeney and James A. Sweeney, her husband, Kate B. Leggett, Right Reverend Hugh C. Boyle, Trustee for the Corpus Christi Church of Pittsburgh, Pennsylvania, and Fidelity Trust Company, executors and trustees under the last will and testament of Charles Ross, deceased, the owners of certain property in the 12th Ward of the City of Pittsburgh, laid out in a plan of lots called Ross Gardens have located a certain street and roads thereon and have executed a Deed of Dedication on said plan of all the ground covered by the said street and roads to the said City of Pittsburgh for public use for highway purposes and have released the said City from any liabilities for damages occasioned by the physical grading of said public highways to the grades hereinafter established, Therefore:

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the said Ross Gardens, situate in the 12th Ward of the City of Pittsburgh, laid out by Charles E. Weitz and Mary A. Weitz, his wife, Jesse G. Wise and Clara M. Wise, his wife, Roland L. Trauger, and Elsie L. Trauger, his

wife, Frank Weis, Jr., and Rose M. Weis, his wife, Emelie I. Sweeney and James A. Sweeney, her husband, Kate B. Leggett, Right Reverend Hugh C. Boyle, Trustee for the Corpus Christi Church of Pittsburgh, Pennsylvania and Fidelity Trust Company, executors and trustees under the last will and testament of Charles Ross, deceased, dated June 1st, 1932, be and the same is hereby approved and Wiltsie street, Ross Garden road and Fern Rock road, as located and dedicated thereon are hereby accepted.

Section 2. The street and roads as aforesaid dedicated to the said City for public highway purposes shall be and the same are hereby appropriated and opened as public highways and named Wiltsie street, Ross Garden road and Fern Rock road.

Section 3. The widths and positions of the roadways and sidewalks and the grades of Wiltsie street, Ross Garden road and Fern Rock road are hereby fixed and established as described in Ordinance No. 110 approved April 15th, 1932 and recorded in Ordinance Book Volume 44 page 523.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate said described ground for public highways in conformity with the provisions of this ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 26, 1935.

Approved September 3, 1935.

Ordinance Book 46, Page 565.

No. 248

AN ORDINANCE—Creating and establishing a Bureau of Deed Registry in the City of Pittsburgh.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there shall be and is hereby created a bureau to be known as the Bureau of Deed Registry. This bureau shall have supervision and direction of the registering of all deeds of the City of Pittsburgh. This bureau shall be attached to and be under the control of the Department of Public Works, and all employees and members of this bureau shall be appointed by the Director of the Department of Public Works. This bureau shall at all times be subject to such rules and regulations as may be prescribed by the Mayor and the Director of the Department of Public Works. This bureau shall consist or be composed of such persons, at such compensation, as is now or may hereafter be fixed by ordinance, and it is the intent and purpose to continue the Bureau of Deed Registry as in effect August 26th, 1935.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 3, 1935.

Approved September 6, 1935.

Ordinance Book 46, Page 566.

No. 249

AN ORDINANCE—Authorizing the issuance of a warrant in favor of the Marmins Construction Company in the sum of \$190.00 for extra work ordered in lieu of other work omitted and for which the City received a credit of \$240.00.

WHEREAS, the City has made no provision for the payment of extra work in connection with alterations and additions to the Tuberculosis Camp Buildings at the City Home and Hospital, ordered in lieu of other work omitted, for which the City received a credit of \$240.00 in the final payment to the contractor, and

WHEREAS, under the provisions of the Act of May 23, 1874, known as "The Wallace Act", the City of Pittsburgh is authorized to direct the payment of any claim against the City without previous authority of law, where the City has received the benefit of the same; Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Marmins Construction Company for extra work ordered and performed in connection with the alterations and additions to the Tuberculosis Camp Buildings at the City Home and Hospital and charge the same to Bond Fund 124, Mayview City Home and Hospital Improvements, Series "B".*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 3, 1935.

Approved September 7, 1935.

Ordinance Book 46, Page 567.

No. 250

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Two (2) Trucks for the Bureau of Engineering, Division of Bridges and Structures and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of Two (2)*

Trucks at a cost not to exceed the sum of Thirty-Four Hundred (\$3400.00) Dollars, including the trade-in of two old trucks for the Bureau of Engineering, Division of Bridges and Structures, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account 1579-F Equipment, Bureau of Engineering.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 3, 1935.

Approved September 7, 1935.

Ordinance Book 46, Page 568.

No. 251

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of One (1) Auto Truck and One (1) Auto Sedan for the Bureau of Parks, Department of Public Works, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of One (1) Auto Sedan at a cost not to exceed the sum of Four Hundred and Fifty (\$450.00) Dollars including the trade-in of one old Ford Sedan and One (1) Auto Pick Up Truck at a cost not to exceed the sum of Four Hundred (\$400.00) Dollars including the trade-in of an old truck for the Bureau of Parks, Department of Public Works, in accordance with*

an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1803-Equipment, Bureau of Parks.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 3, 1935.

Approved September 7, 1935.

Ordinance Book 46, Page 568.

No. 252

AN ORDINANCE — Accepting the dedication of certain property in the 19th Ward of the City of Pittsburgh, for public use for highway purposes, opening and naming the same "Rohm way" and establishing the grade thereon.

WHEREAS, Thomas Richardson and Gertrude M. Richardson, his wife, Conrad Amaditz and Helen Amaditz, his wife, Francis McGettrick and Margaret McGettrick, his wife, Katherine O'Donnell, widow, James A. Dalzell and Emma S. Dalzell, his wife, Rocco Teti and Rosa Sapienza Teti, his wife, Anne Ducatelli and Leonard Ducatelli, her husband, Rosa Tito and Raphael Tito, her husband, Sebastian Sacco and Antonette Sacco, his wife, William C. Hemmerle and Minnie Hemmerle, his wife, Bernard C. Zitzman, Claudia Zitzman and Karl N. Zitzman, unmarried, John G. Keller and Lotta L. Keller, his wife, George Stewart and Regina A. Stewart, his wife, Lillian E. Snyder and Harold A. Snyder, her husband, Arthur Carey and Martha R. Carey, his wife, Charles E. Radaker and Nellie A. Radaker, his wife, William E. Connelly and Gertrude A. Connelly, his wife, Albert C. Dalzell and Arline S. Dalzell, his wife, Mary R. Miller and Carl Miller, her husband,

John Small and Mary Small, his wife, Frank J. McAdams and Victoria M. McAdams, his wife, Lawrence C. McGrath and Clara E. McGrath, his wife, James W. Mathews and Mina E. Mathews, his wife, Albert J. Haas and Ida C. Haas, his wife, Joseph Rice and Ida M. Rice, his wife, John W. Harkins and Marie Harkins, his wife, John C. Leonard and Emma M. Leonard, his wife, William F. Garrison and Clara Garrison, his wife, John L. McGuire, widower, Wilda A. Russell and Frank D. Russell, her husband, Donald G. Weimer and Elizabeth Weimer, his wife and Gilbert A. Burns and Cecilia M. Burns, his wife, Elizabeth Haas, widow, Albert C. Oakley and Charles M. Johnston, Executors and Trustees of the Estate of Kirk Q. Bigham, deceased, Louise S. Gray and James Gray, her husband, Melville B. Stout, and Laura M. Stout, his wife, and Dorothy S. Wolfe and Karl G. Wolfe, her husband, owners of the property hereinafter described have executed and delivered to the City of Pittsburgh, their certain Deeds of Dedication bearing dates of December 19, 1934, April 15, 1935 and July 8, 1935, now on file in the office of the Bureau of Engineering of said City, wherein they have conveyed said ground to said City for public street or public highway purposes and have released said City from any liabilities for damages, for or by reason of the physical grading of said public highway to the grade hereinafter established, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That said Deeds of Dedication be and the same are hereby accepted and the Bureau of Engineering is hereby authorized and directed to place the same of record in the Office of the Recorder of Deeds in and for the County of Allegheny.

Section 2. The ground as aforesaid conveyed to said City for public highway purposes shall be and the same is hereby appropriated and opened as a public highway in accordance with the terms of said Deeds of Dedication, and shall be known as "Rohm way", the same being bounded and described as follows, to-wit:—

Beginning at a point on the southerly line of Piermont street, distant 120.13 feet westwardly from its intersection with the westerly line of Olympia street; thence southwardly, parallel to and at a perpendicular distance of 120.0 feet westwardly from said westerly line of Olympia street 828.60 feet to the northerly line of Virginia avenue; thence westwardly along said northerly line of Virginia avenue 20.02 feet to a point, distant 120.06 feet eastwardly from its intersection with the easterly line of Hallock street; thence northwardly, parallel to and at a perpendicular distance of 120.0 feet eastwardly from said easterly line of Hallock street 828.31 feet to said southerly line of Piermont street; thence eastwardly along said southerly line of Piermont street 20.02 feet to the place of beginning.

Section 3. The grade of the east line shall begin on the south 8.0 foot curb line of Piermont street at an elevation of 388.54 feet; thence by a convex parabolic curve for the distance of 40.0 feet to a point of tangent at an elevation of 387.90 feet; thence falling at the rate of 8.5% for the distance of 78.62 feet to a point of curve at an elevation of 381.22 feet; thence by a concave parabolic curve for the distance of 50.0 feet to a point of tangent at an elevation of 378.76 feet; thence falling at the rate of 1.3% for the distance of 295.0 feet to a point of curve at an elevation of 374.93 feet; thence by a convex parabolic curve for the distance of 50.0 feet to a point of tangent at an elevation of 373.98 feet; thence falling at the rate of 2.5% for the distance of 135.0 feet to a point of curve at an elevation of 370.60 feet; thence by a convex parabolic curve for the distance of 50.0 feet to a point of tangent at an elevation of 369.65 feet; thence falling at the rate of 1.3% for the distance of 77.0 feet to a point of curve at an elevation of 368.65 feet; thence by a convex parabolic curve for the distance of 80.0 feet to a point of tangent on the north 19.0 foot curb line of Virginia avenue at an elevation of 366.11 feet.

Section 4. The Department of Public Works is hereby authorized and

directed to enter upon, take possession of and appropriate the said described ground for a public highway in conformity with the provisions of this ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 3, 1935.

Approved September 7, 1935.

Ordinance Book 46, Page 569.

No. 253

AN ORDINANCE—Opening and widening Brookline boulevard, in the 19th Ward of the City of Pittsburgh, from Pioneer avenue to Edgebrook avenue and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby and providing, further, for the payment of the City's share thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Brookline boulevard, in the 19th Ward of the City of Pittsburgh, from Pioneer avenue to Edgebrook avenue be and the same is hereby opened and widened to a variable width, by taking for public use for highway purposes the property hereinafter designated and described as Portion "A" and "B" respectively, to-wit:—

PORITION "A"

All that portion of the Right of Way of the West Liberty and Suburban Street Railway Company, included between the easterly line of Pioneer avenue and the easterly line of Edgebrook avenue, said Right of Way being 24.0 feet in width and the center line of which is approximately the present center line of Brookline boulevard.

PORITION "B"

Beginning on the present southerly line of Brookline boulevard at the di-

viding line between Lots No. 558 and No. 559 in the Brookline Plan of Lots of record in the Recorder's Office of Allegheny County in Plan Book Volume 23 pages 4 and 5, said place of beginning, being approximately 102.0 feet eastwardly along the southerly line of Brookline boulevard, from the easterly line of Pioneer avenue; thence extending eastwardly, along the present southerly line of Brookline boulevard by the arc of a circle deflecting to the right with a radius of 827.10 feet and a central angle of $10^{\circ} 31' 00''$ for an arc distance of 151.82 feet to a point of tangent on the same; thence, continuing eastwardly along the same by the tangent 1948.16 feet to the dividing line between properties now or late of Sadie Bilsing and Jane G. McClarren, said last mentioned point being opposite the intersection of Glenarm avenue and being the point of curve in respect to the following described arc; thence westwardly by the arc of a circle deflecting to the left with a radius of 970.56 feet and a central angle of $4^{\circ} 18' 50''$ for an arc distance of 73.08 feet to a point of reverse curve; thence westwardly by the arc of a circle deflecting to the right with a radius of 794.52 feet and a central angle of $4^{\circ} 18' 50''$ for an arc distance of 59.82 feet to a point of tangent; thence by the tangent westwardly, parallel to and 5.0 feet south of the present southerly line, 1869.76 feet to a point of curve; thence westwardly by the arc of a circle deflecting to the left with a radius of 529.17 feet and a central angle of $10^{\circ} 31' 00''$ for an arc distance of 97.13 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Brookline boulevard, in the 19th Ward of the City of Pittsburgh, from Pioneer avenue to Edgebrook avenue to be opened and widened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and

regulating the same and the share thereof shall be charged, and payable from Bond Fund No. 63, Street Bonds, 1928.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 5, 1935.

Approved September 11, 1935.

Ordinance Book 46, Page 571.

No. 254

AN ORDINANCE—Amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, by changing the Zone Map, Sheet Z—N10—E15, so as to change from an "A" Residence Use District to a Commercial Use District all that certain property at the northeast intersection of Webster and Herron avenues, having a frontage of 100.04 feet on Webster avenue and 120.67 feet on Herron avenue.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts

and alter open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, and recorded in Ordinance Book, Vol. 34, page 556, shall be and the same is hereby amended by changing the Zone Map, Sheet Z—N10—E15, so as to change from an "A" Residence Use (U-4) District to a Commercial Use (U-3) District all that certain property at the northeast intersection of Webster and Herron avenues, having a frontage of 100.04 feet on Webster avenue and 120.67 feet on Herron avenue.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 5, 1935.

Approved September 11, 1935.

Ordinance Book 46, Page 572.

No. 255

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to carry out and to complete an Unemployment Relief Project in conjunction with the Works Progress Administration for the improvement of that part of Frick park situated at the corner of Homewood avenue and Reynolds street, by grading, construction of walls, drainage, planting of trees and shrubbery and construction of bowling greens, and authorizing the payment of such costs as may not be assumed by Works Progress Administration, and setting aside the sum of Sixteen Thousand Two Hundred Ninety-Two (\$16,292.32) Dollars and Thirty-Two Cents from Frick Park Trust Funds for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to carry out and to complete an Unemployment Relief Project in conjunction with the Works Progress Administration, for the improvement of that part of Frick park situated at the corner of Homewood avenue and Reynolds street, by grading, construction of walls, drainage, planting of trees and shrubbery and construction of bowling greens.

Section 2. The Director of the Department of Public Works be and he is hereby authorized and directed to requisition the purchase of supplies, materials and equipment by the Director of the Department of Supplies, to rent or purchase tools, plant, motor trucks and equipment, and to pay for certain engineering and general supervisory expenses, minor repairs, miscellaneous services, office rent and all such costs where the same are not borne by the Works Progress Administration, all as may be necessary for the proper performance of said work.

Section 3. That the sum of Sixteen Thousand Two Hundred Ninety-Two (\$16,292.32) Dollars and Thirty-Two Cents, for the payment of the expenses to be borne by the City of Pittsburgh, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Frick Park Trust Funds, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the costs thereof.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 9, 1935.

Approved September 13, 1935.

Ordinance Book 46, Page 573.

No. 256

AN ORDINANCE—Amending a portion of an ordinance entitled, "An Ordinance creating and establishing temporary positions in the Department of Public Welfare required for the preparation of plans and specifications for improvements at the City Home and Hospital at Mayview, Pa., fixing the compensation therefor and providing for the payment thereof", approved October 25, 1934.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* that portion of an ordinance entitled, "An Ordinance creating and establishing temporary positions in the Department of Public Welfare required for the preparation of plans and specifications for improvements at the City Home and Hospital at Mayview, Pa., fixing the compensation therefor and providing for the payment thereof", approved October 25, 1934, which reads as follows:—

One Engineer for four months
..... \$200.00 per month

Four Architectural Draftsmen for four months \$200.00 each per month

One Rodman for four months
..... \$125.00 per month

One Male Stenographer for four months
..... \$125.00 per month

shall be and the same is hereby amended to read:

One Engineer for twelve months
..... \$200.00 per month

Four Architectural Draftsmen for twelve months..\$200.00 each per month

One Rodman for twelve months
..... \$125.00 per month

One Male Stenographer for twelve months \$125.00 per month

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 9, 1935.

Approved September 14, 1935.

Ordinance Book 46, Page 574.

No. 257

AN ORDINANCE—Authorizing the execution of a lease to Joseph R. Hite, his successors and assigns, of store-room No. 2, being part of the North Side Market House.

WHEREAS, Joseph R. Hite is desirous of leasing store-room No. 2 of the North Side Market House, being that store-room situate at the corner of Federal street and East Ohio street, and has offered to pay an annual rental of Ninety-two Hundred (\$9,200.00) Dollars upon the execution of a five (5) year lease containing a renewal option for a further period of five (5) years at a rental to be decided upon by the North Side Market House Real Estate Committee, or some other impartial committee; Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works be authorized, on behalf of the City of Pittsburgh, to execute a lease to Joseph R. Hite for store-room No. 2 of the North Side Market House for a period of five (5) years, at an annual rental of Ninety-two Hundred (\$9,200.00) Dollars, said lease to contain an option for renewal for a further period of five (5) years at a fair rental to be decided upon by the North Side Market House Real Estate Committee or some other impartial committee; said lease to provide that electric current to cost not more than One Hundred and Twenty-five (\$125.00) Dollars per month will be furnished by the City of Pittsburgh; the form of said lease to be approved by the City Solicitor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 16, 1935.

Approved September 21, 1935.

Ordinance Book 46, Page 575.

No. 258

AN ORDINANCE — Re-establishing the grade of Koerner avenue, from Perrysville avenue to Lafayette avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the center line of Koerner avenue, from Perrysville avenue to Lafayette avenue be and the same is hereby re-established, as follows, to wit:—*

Beginning at the southerly 7.5 foot curb line of Perrysville avenue at an elevation of 414.32 feet; thence rising by a concave parabolic curve for a distance of 30.0 feet to a point of tangent to an elevation of 417.25 feet; thence rising at the rate of 17.50% for a distance of 45.0 feet to a point of curve to an elevation of 425.12 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 436.32 feet; thence rising at the rate of 10.50% for a distance of 55.0 feet to a point of curve to an elevation of 442.10 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 445.30 feet; thence falling at the rate of 2.50% for a distance of 40.0 feet to a point of curve to an elevation of 444.30 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 438.22 feet; thence falling at the rate of 12.70% for a distance of 86.78 feet to a point of curve to an elevation of 427.20 feet; thence by a concave parabolic curve for a distance of 30.0 feet to the northerly 7.0 foot curb line of Lafayette avenue to an elevation of 425.0 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 16, 1935.

Approved September 21, 1935.

Ordinance Book 46, Page 575.

No. 259

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract, or contracts, for the grading, regrading, paving, repaving, recurbing and otherwise improving of BROOKLINE BOULEVARD, from a point about 100 feet south of Pioneer avenue to Edgebrook avenue, including the regrading, repaving and otherwise improving of Flatbush, Creedmoor and Castlegate avenues, as affected thereby, and including, as may be necessary, the grading of approaches on streets affected thereby, and sinking of exploratory test holes, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals, and to award a contract, or contracts, to the lowest responsible bidder, or bidders, for the grading, regrading, paving, repaving, recurbing and otherwise improving of BROOKLINE BOULEVARD, from a point about 100 feet south of Pioneer avenue to Edgebrook avenue, including the regrading, repaving and otherwise improving of Flatbush, Creedmoor and Castlegate avenues, as affected thereby, and including, as may be necessary, the grading of approaches on streets affected thereby, and sinking of exploratory test holes, and to enter into a contract, or contracts, with the successful bidder, or bidders for the performance of the work in accordance*

with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of ONE HUNDRED SEVENTY THOUSAND DOLLARS (\$170,000.00), or so much thereof as may be necessary, is hereby set apart and appropriated from Bond Fund No. 293, New Street Improvements, 1928, and the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, warrants drawn on said fund in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 16, 1935.

Approved September 21, 1935.

Ordinance Book 46, Page 576.

No. 260

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the southwest sidewalk of WEST PROSPECT AVENUE, from a point about 450 feet southeast of Arbordale street to the existing sewer on Broadhead Fording road, including, as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor. And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on the southwest sidewalk of WEST PROSPECT AVENUE, from a point about 450 feet southeast of Arbordale street to the existing sewer on Broadhead Fording road, including, as may be necessary, the excavation of exploratory test holes. Commencing on the southwest sidewalk of West Prospect*

avenue at a point about 450 feet southeast of Arbordale street; to be placed northwestwardly along the southwest sidewalk of West Prospect avenue to the existing sewer on Broadhead Fording road. Said sewer to be terra cotta pipe and 15 inches and 18 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of FOUR THOUSAND EIGHT HUNDRED (\$4,800.00) DOLLARS, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and the expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 16, 1935.

Approved September 21, 1935.

Ordinance Book 46, Page 577.

No. 261

AN ORDINANCE—Amending Section 1, Paragraph (e), of An Ordinance entitled "An Ordinance authorizing the execution and delivery by the City of Pittsburgh to the Greater Pittsburgh Exposition Society of a lease for certain property owned by said City

and located in the First ward of said City, and providing for the conditions under which said lease shall be executed, and the terms thereof", which became a law October 1, 1934, extending the period of time for the securing of sufficient funds to construct and equip the Exposition Building to February 1, 1936, and providing that the lease shall be modified accordingly.

WHEREAS, by Ordinance entitled, "An Ordinance authorizing the execution and delivery by the City of Pittsburgh to The Greater Pittsburgh Exposition Society of a Lease for certain property owned by said City and located in the First ward of said City, and providing for the conditions under which said lease shall be executed, and the terms thereof", which became a law October 1, 1934, and is recorded in Ordinance Book, Volume 46, Page 171, it is provided in Section 1, paragraph (e), as follows:

"(e) It is agreed that the Society shall secure adequate contracts for the furnishing of sufficient funds to construct and equip said building according to the plans approved as aforesaid; such moneys are to be secured or contracted for by valid obligations not later than October 1, 1935";

and in paragraph (g), as follows:

"(g) It shall contain a clause of defeasance to the effect that in case the Society is unable to finance the construction of the contemplated building for a permanent exposition, exhibition and furnishing facilities for public gatherings and other activities connected therewith, during said intervening period of time, the said lease shall terminate and all rights passing thereunder from the City to the Society shall cease and determine";

AND WHEREAS, The Greater Pittsburgh Exposition Society desires that the said period of time be extended to February 1, 1936, and has requested the same to done; THEREFORE,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

Section 1 of said Ordinance be amended so that paragraph (e) thereof shall read as follows:

"(e) It is agreed that the Society shall secure adequate contracts for the furnishing of sufficient funds to construct and equip said building according to the plans approved as aforesaid; such moneys are to be secured or contracted for by valid obligations not later than February 1, 1936".

Section 2. That the Mayor and the Director of the Department of Public Works, on behalf of the City of Pittsburgh, be and they are hereby authorized and directed to note upon the Lease of the City of Pittsburgh to The Greater Pittsburgh Exposition Society that the clause of defeasance is modified so as to be effective, if at all on February 1, 1936 in lieu of October 1, 1935.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1935.

Approved September 21, 1935.

Ordinance Book 46, Page 578.

No. 262

AN ORDINANCE—Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of \$500,000, and providing for the issue and sale of short-term promissory notes of said City in said amount, to provide funds to pay for the construction of general public improvements within the City, including the materials necessary therefor, and the preliminary expenses in connection therewith, and to pay engineering, architectural and other expenses incurred or to be incurred in connection with contracts for municipal improvements and providing for the redemption of said promissory notes and the payment of interest thereon; and specifically repealing a prior ordinance

authorizing and directing an increase of indebtedness of the City of Pittsburgh in the sum of \$2,000,000 for the same purposes.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the indebtedness of the City of Pittsburgh be increased by the amount of \$500,000, to provide funds to pay for the construction of general public improvements within the City, including the materials necessary therefor, and the preliminary expenses in connection therewith, and to pay engineering, architectural and other expenses incurred or to be incurred in connection with contracts for municipal improvements.

Section 2. That promissory notes of the City of Pittsburgh in the aggregate principal sum of \$500,000 be issued for the purposes aforesaid, which notes shall be issued in amounts of \$50,000 each, shall be dated as of the 1st day of October, 1935, and shall be payable on the 1st day of October, 1938, with the right in the City of Pittsburgh to anticipate the payment of the whole or any part of the principal debt on any interest-payment date. Said notes shall bear interest at a rate not less than $\frac{1}{2}$ per centum per annum and not exceeding $2\frac{1}{2}$ per centum per annum, to be determined by the acceptance of bids submitted in accordance with public advertisement, as hereinafter provided, payable semi-annually on the 1st days of April and October in each year during the term of said notes, without deduction for any taxes which may be levied thereon or on the debt secured thereby by the Commonwealth of Pennsylvania, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal of and interest on said notes shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City.

Section 3. The sale of said promissory notes shall be advertised once in at least two newspapers of general circulation in the City, which advertisement shall provide that bids for

said notes will be received at rates of interest not less than $\frac{1}{2}$ per centum per annum and not more than $2\frac{1}{2}$ per centum per annum, payable semi-annually, and said notes shall be sold by the Mayor and by the City Controller not earlier than the third calendar business day following said advertisement, pursuant to law, to the highest responsible bidder, who shall offer to purchase the same at the lowest rate at which a bid or bids are received, provided, however, that the notes shall be sold at not less than the face value thereof and accrued interest.

Section 4. That until said notes shall be fully paid there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely, the year 1936, sufficient to pay the interest on said notes as the same shall accrue and become payable, and any tax thereon which by the terms of said notes is assumed by the City, and also an annual tax commencing in said year equal to $33\frac{1}{3}$ per cent of the total amount of said notes hereby authorized, to be set apart as a sinking fund for the payment of the principal and the redemption of said notes as they become due and payable according to their terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid. The indebtedness evidenced by said notes may be funded at any time by the issuance of bonds, pursuant to law, and in said event the tax hereinabove levied shall thenceforth be inoperative.

Section 5. That the said notes shall, by the authority of this Ordinance and the Act of Assembly authorizing the same, be entitled to all the rights, privileges and immunities thereof and shall be free from taxation, as aforesaid, and for the payment of the principal thereof and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That said notes shall be executed in the name of the City of Pittsburgh by the Mayor and countersigned by the City Controller, and sealed with the corporate seal of the City of Pittsburgh. In cases of the absence or disability of either of such officials, or their refusal to act, the notes shall be signed by the city official authorized by law or by a resolution of Council to act in his place. The form shall be substantially as follows:

\$ _____
Pittsburgh, Pennsylvania.
_____ 1935.

On _____ the City of Pittsburgh, Pennsylvania, promises to pay to the order of

_____ the sum of \$ _____ lawful money of the United States, with interest thereon at the rate of _____ per cent per annum from the date hereof; payable both as to principal and interest at the office of the Treasurer of the City of Pittsburgh, Pennsylvania.

The City of Pittsburgh shall have the right to anticipate the payment of the whole or of any part of the principal indebtedness evidenced hereby on any interest-payment date.

This note is issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act authorizing cities of the second class to issue and sell short-term promissory notes," approved July 12, 1935; and in pursuance of an Ordinance of the City of Pittsburgh duly enacted, recorded and published in the manner required by

law; and constitutes a general obligation of the City of Pittsburgh, Pennsylvania, and for the true and faithful payment of the principal thereof, together with the interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

The interest hereon shall be payable without deduction for any taxes which may be levied upon this note by the Commonwealth of Pennsylvania, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh.

CITY OF PITTSBURGH,

By _____

Mayor

Countersigned

City Controller

(Seal of the City of Pittsburgh)

Section 7. That the proper officers of the City are hereby directed to prepare and file in the Court of Quarter Sessions of Allegheny County, Pennsylvania, a statement in the manner and form required by law in connection with this increase of indebtedness.

Section 8. That any ordinance or part of ordinance conflicting with the provisions of this ordinance, be and the same is hereby repealed so far as the same affects this ordinance. Ordinance No. 242 which became a law August 26th, 1935, Ordinance Book Vol. 46, page 560, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of \$2,000,000, and providing for the issue and sale of a short-term promissory note of said City in said amount to provide funds to pay for the construction of general public works improvements within the City, including the materials necessary therefor, and the preliminary expenses in connection therewith, and to pay engineering, architectural and other expenses incurred or to be incurred in connection with contracts for municipal improvements, and providing for the redemption of the said promissory note and the payment of interest thereon" is hereby specifically repealed.

Passed September 11, 1935.

Pittsburgh, September 23rd, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 23rd day of September, 1935,

ROBT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 579.

No. 263

AN ORDINANCE—Providing for the purchase from Florence Townsend of a certain lot or piece of ground in the 20th Ward of the City of Pittsburgh, located on Chartiers avenue, for playground purposes, and providing for the payment of the purchase money thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the proper officers of the City of Pittsburgh be and they are hereby authorized and directed to purchase from Florence Townsend a certain lot or piece of ground in the 20th Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, located on Chartiers avenue, for playground purposes, the same being bounded and described as follows, to-wit:

ALL that certain lot or piece of ground situate in the 20th Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being part of Lot "D", Purpart No. 3 in the Partition Plan of the Estate of Sidney H. Lorenz at No. 451 March Term, 1883, of the Court of Common Pleas No. 1, of record in Partition Docket, Volume 8, page 18, and more particularly bounded and described as follows, to-wit:

BEGINNING at a point in the center of Chartiers avenue distant south 38° 15' 00" east 256.40 feet

from the center of Lorenz avenue at the line dividing Lot "E" of Purpart No. 1 and Lot "D" of Purpart No. 3 in said plan; thence extending along said center of Chartiers avenue south 38° 15' 00" east, 105.95 feet to a point; thence continuing along said center of Chartiers avenue south 17° 30' 00" east, 49.81 feet to a point; thence south 53° 15' 00" west, 99.54 feet to a point on the southeasterly line of said Lot "D" in said plan; thence along same south 53° 15' 00" west, 98.82 feet to a point on the southwesterly corner of said Lot "D"; thence along the southwesterly line of said Lot "D" north 44° 50' 00" west, 145.67 feet to a point on the line dividing said Lot "E" of Purpart No. 1 and Lot "D" of Purpart No. 3 in said plan; thence along same north 51° 45' 00" east, 233.47 feet to the place of beginning.

BEING part of same premises which Jacob Adolph, et ux., by deed dated November 12, 1920, and recorded in Deed Book, Volume 2103, page 537, conveyed to one Florence Townsend.

Section 2. Upon delivery of a General Warranty Deed by Florence Townsend conveying title in fee simple, free and clear of all encumbrances, in a form approved by the City Solicitor, the Mayor shall be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Florence Townsend for \$8000.00 together with the exoneration and satisfaction of record of all City taxes, as a full consideration of the said property and charge the same to Bond Fund No. 278, Playground Bonds, 1926.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 9, 1935.

Pittsburgh, September 23rd, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was

passed by a two-thirds vote of said Council, this 23rd day of September, 1935.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 582.

No. 264

A N ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Two (2) Auto Patrol Wagons for the Bureau of Police, Department of Public Safety and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of Two (2) Auto Patrol Wagons at a cost not to exceed the sum of Twenty-Eight Hundred (\$2800.00) Dollars including the trade-in of two old auto Patrol Machines for the Bureau of Police, Department of Public Safety, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1452-F Equipment, Bureau of Police.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 23, 1935.

Approved September 27, 1935.

Ordinance Book 46, Page 583.

No. 265

A N ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Two (2) Electric Food Conveyors and One (1) Electric Dishwashing Machine for the Pittsburgh City Home & Hospitals, Mayview, Pa. and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of Two (2) Electric Food Conveyors at a cost not to exceed the sum of Four Hundred Fifty (\$450.00) Dollars and One (1) Electric Dishwashing Machine at a cost not to exceed the sum of Five Hundred (\$500.00) Dollars for the Pittsburgh City Home & Hospitals, Mayview, Pa., in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amounts set forth above to be chargeable to and payable from Code Account No. 1337 Equipment, Department of Public Welfare.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 23, 1935.

Approved September 27, 1935.

Ordinance Book 46, Page 584.

No. 266

A N ORDINANCE—Repealing Ordinance No. 173, approved July 15, 1933, entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a con-

tract or contracts for the construction of storm drains, culverts, catch basins, debris catchers, and other improvements to the drainage conditions along Leech Farm road, including as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of \$5,900.00 from Code Account 1548-E, Sewer Repair Schedule, for the payment of the cost thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 173, approved July 15, 1933, entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of storm drains, culverts, catch basins, debris catchers, and other improvements to the drainage conditions along Leech Farm road, including as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of \$5,900.00 from Code Account 1548-E, Sewer Repair Schedule, for the payment of the cost thereof", shall be and the same is hereby repealed.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 23, 1935.

Approved September 27, 1935.

Ordinance Book 46, Page 584.

No. 267

AN ORDINANCE — Granting unto Harry I. Neaman the right and privilege to construct, maintain, use and operate two cellar door entrances, 5 x 6 feet and 5 x 5 feet on Kelly street adjoining his property at the corner of Homewood avenue and Kelly street in the 13th Ward, City of Pittsburgh, Penna., said cellar door entrance being located 34 feet and 78 feet eastwardly from the easterly line of Homewood avenue and in the southerly sidewalk of Kelly street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Harry I. Neaman of the 13th Ward of the City of Pittsburgh, Penna. is hereby given the right, privilege, and authority to construct, maintain, use and operate at his own cost and expense, two cellar door entrances on Kelly street adjoining his property at the corner of Homewood avenue and Kelly street, and located as follows, to wit:—*

The first beginning at a point on the southerly line of Kelly street distant 34 feet eastwardly from the easterly line of Homewood avenue, thence eastwardly along the southerly line of Kelly street 6 feet to a point, thence deflecting to the left 90°-0'-0" and in a northerly direction a distance of 5 feet to a point, thence deflecting to the left 90°-0'-0" and in a westerly direction a distance of 6 feet to a point, thence deflecting to the left 90°-0'-0" and in a southerly direction 5 feet to a point on the southerly line of Kelly street to the place of beginning, being, marked "A" on Accession Plan B-No. 432.

The second beginning at a point on the southerly line of Kelly street distant 78 feet eastwardly from the easterly line of Homewood avenue, thence eastwardly along the southerly line of Kelly street 5 feet to a point, thence deflecting to the left 90°-0'-0" and in a northerly direction a distance of 5 feet to a point, thence deflecting to the left 90°-0'-0" and in a westerly direction a distance of 5 feet to a point; thence deflecting to the left 90°-0'-0" and in a southerly direction 5 feet to a point on the southerly line of Kelly street to the place of beginning, being marked "B" on Accession Plan No. B-432, both cellar doors to be constructed according to the provisions of this ordinance and in accord with the plan identified as proposed cellar doors for Harry I. Neaman in Kelly street, 13th Ward, City of Pittsburgh, Penna., said plan filed in the office of the Division of Public Utilities, Bureau of Highway and Sewers, Department of Public Works.

City of Pittsburgh, Penna. and known as Accession Number B-412.

Section 2. Prior to beginning the construction of said cellar door entrances Harry I. Neaman shall submit to the Director of the Dept. of Public Works of the City of Pittsburgh, a complete set of plans in triplicate showing the location and all details for the construction of the cellar door entrances and shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to Ordinances of the City of Pittsburgh relating thereto and to the provisions of any general ordinances which have been or may hereafter be passed relating to the construction, maintenance and use of cellar door entrances on city streets and compensation for the same.

Section 4. Harry I. Neaman shall bear the full cost and expense of the repaving and repair of any street pavement damaged, repair of sewers, water lines and other surface and subsurface structures, which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said cellar door entrances all of the work including the repaving or repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said cellar door entrances upon giving to Harry I. Neaman at least six months (6) written notice from the proper officers of the City pursuant to a resolution or ordinance of Council to Harry I. Neaman, and that the said Harry I. Neaman, when so notified, shall at or before the expiration of the said six months, remove the said cellar door entrances

and replace the street in its original condition at his own cost and expense.

Section 6. Harry I. Neaman shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and subsurface structures, therein caused by or arising out of the construction, maintenance, use and operation of said cellar door entrances, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the conditions that this ordinance shall become null and void unless within (30) thirty days after its enactment by Council and approval by the Mayor of the City of Pittsburgh, Harry I. Neaman shall file with the proper officers of the City of Pittsburgh his certificate of acceptance accepting the provisions of this Ordinance.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 23, 1935.

Approved September 27, 1935.

Ordinance Book 46, Page 585.

No. 268

A N ORDINANCE—Widening Wyoming street, in the 19th Ward of the City of Pittsburgh, at the southwesterly intersection of Virginia avenue and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Wyoming street, in the 19th Ward of the City of Pittsburgh, at the southwesterly intersection of Virginia ave-

nue, be and the same is hereby widened to a variable width, by taking for public use for highway purposes, the following described property, to-wit:—

Beginning at the intersection of the westerly line of Wyoming street with the southwesterly line of Virginia avenue; thence extending south 4° 43' 20" west for the distance of 90.10 feet to a point; thence deflecting toward the west and in a northerly direction by the arc of a curve having a radius of 170 feet and a central angle of 34° 10' 39" for the distance of 101.41 feet to a point of compound curve; thence deflecting toward the west and in a northwesterly direction by the arc of a curve having a radius of 25 feet and a central angle of 73° 48' 51" for the distance of 32.21 feet to a point on the southerly line of Southern avenue; thence along said southerly line of Southern avenue north 76° 43' 50" east for the distance of 25.21 feet to its intersection with the southwesterly line of Virginia avenue; thence along said southwesterly line of Virginia avenue south 51° 07' 20" east for the distance of 40.83 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause Wyoming street, in the 19th Ward of the City of Pittsburgh, at the southwesterly intersection of Virginia avenue to be widened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 23, 1935.

Approved September 27, 1935.

Ordinance Book 46, Page 587.

No. 269

AN ORDINANCE—Amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, by changing the Zone Map, Sheet Z—O—E30, so as to change from a "B" Residence Use and First Area District to an "A" Residence Use and Third Area District (a) all that certain property on the northerly side of Covode street from Murdoch street eastwardly for a distance of 256.8 feet and preserving a uniform depth of 115.00 feet (b) all that certain property on the southerly side of Covode street from the westerly line of Murdoch street produced to a point 231.16 feet west of Wightman street and preserving a uniform depth of 115.00 feet from the westerly line of Murdoch street produced to the westerly line of the Second Area District established by Ordinance No. 315, approved May 3, 1929 and thence following the northerly line of said Second Area District.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection

with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, and recorded in Ordinance Book, Vol. 34, page 556, shall be and the same is hereby amended by changing the Zone Map, Sheet Z—O—E30, so as to change from a "B" Residence Use (U-5) and First Area (A-1) District to an "A" Residence Use (U-4) and Third Area (A-3) District (a) all that certain property on the northerly side of Covode street from Murdoch street eastwardly for a distance of 256.8 feet and preserving a uniform depth of 115.00 feet (b) all that certain property on the southerly side of Covode street from the westerly line of Murdoch street produced to a point 231.16 feet west of Wightman street and preserving a uniform depth of 115.00 feet from the westerly line of Murdoch street produced to the westerly line of the Second Area District established by Ordinance No. 315, approved May 3, 1929 and thence following the northerly line of said Second Area District.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 23, 1935.

Approved September 27, 1935.

Ordinance Book 46, Page 588.

No. 270

AN ORDINANCE—Amending Section 2 of an ordinance entitled, "An Ordinance providing for the appointment and employment of one temporary laborer in the Department of Public Safety, and fixing the wages therefor", approved February 16, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

Section 2 of an ordinance entitled, "An Ordinance providing for the appointment and employment of one temporary laborer in the Department of Public Safety, and fixing the wages therefor", approved February 16, 1935, shall be and is hereby amended to read;

"Section 2. That the wages for such temporary laborer for such time as he may be employed shall be paid from Code Account No. 118-14, Department of Public Safety, in an amount not to exceed \$528.00".

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 30, 1935.

Approved October 8, 1935.

Ordinance Book 46, Page 589.

No. 271

AN ORDINANCE—Amending a portion of Section 102, Department of Public Works, of Ordinance No. 376 approved January 2, 1935, entitled "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh and the rate of compensation thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 102, Department of Public Works, of Ordinance No. 376, approved January 2, 1935, entitled "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh and the rate of compensation thereof", be amended by the addition of the following:

16 Laborers .. \$0.50 each per hour

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 30, 1935.

Approved October 8, 1935.

Ordinance Book 46, Page 589.

No. 272

AN ORDINANCE—Amending Section 1, Line 1, of Ordinance No. 136, entitled "An Ordinance creating and establishing additional positions in the Bureau of Recreation, Department of Public Works, and fixing the compensation therefor", approved May 16th, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1, Line 1 of Ordinance No. 136, entitled, "An Ordinance creating and establishing additional positions in the Bureau of Recreation, Department of Public Works, and fixing the compensation therefor", approved May 16th, 1935, which reads as follows:—

1 Stenographer, Six Months
..... \$1,200.00 per annum
shall be and the same is hereby amended to read as follows:—

1 Stenographer, \$1,200.00 per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 30, 1935.

Approved October 8, 1935.

Ordinance Book 46, Page 590.

No. 273

AN ORDINANCE—Authorizing the issuance of warrants in favor of Michael Manfreda, in the sum of \$300.15; Auto Rental Company, in the sum of \$414.24 and Tony Santimauro, in the sum of \$256.80.

WHEREAS, the Local Relief Work

has continued for a longer period than was anticipated when the letter bids were taken and the total services in each case has exceeded the sum of \$500.00, and

WHEREAS, under the provisions of the Act of May 23rd, 1874, known as "The Wallace Act" the City of Pittsburgh is authorized to direct the payment of any claims against the City without previous authority of Law where the City has received the benefit of the same, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants as follows:

Michael Manfreda, in the sum of \$300.15 for truck hire for the months of June and July, 1935, and charge the same to Code Account No. 118-8, Department of City Planning.

Auto Rental Company, in the sum of \$414.24 for automobile rental for the months of June and July, 1935, and charge the same to Code Account No. 118-9, Department of City Planning.

Tony Santimauro, in the sum of \$256.80, for truck hire for the months of June and July, 1935, and charge the same to Code Account No. 118-8, Department of City Planning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 30, 1935.

Approved October 8, 1935.

Ordinance Book 46, Page 590.

No. 274

AN ORDINANCE—Authorizing and directing the Mayor and the Di-

rector of the Department of Public Works to advertise for proposals and to award a contract or contracts for the extension of the heating system of the Phipps Conservatory into the Garden Center House, and for the making of repairs to the roof and floors of the said Garden Center House in Schenley Park, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the extension of the heating system of Phipps Conservatory into the Garden Center House and for making repairs to the roof and floors of the said Garden Center House in Schenley Park and to enter into a contract or contracts with the successful bidder or bidders for the performance of said work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of Twenty-Five Hundred (\$2500.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account 111, General Improvement Bonds, 1932, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the cost thereof.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 30, 1935.

Approved October 8, 1935.

Ordinance Book 46, Page 591.

No. 275

AN ORDINANCE—Amending Sections 1 and 2 of an Ordinance entitled,

"An Ordinance providing for the letting of a contract or contracts for the making of certain improvements and repairs to water works system, conservatory heating systems, and bridges, and providing for the payment of the cost thereof", approved June 25, 1932.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Sections 1 and 2 of an Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for making certain improvements and repairs to water works system, conservatory heating systems, and bridges, and providing for the payment of the cost thereof", approved June 25, 1932, shall be and the same are hereby amended as follows:—

Section 1. By eliminating item: "For reconstruction of heating plant at North Side Conservatory, \$5,000.00—111-7".

Section 2. By striking out the amount "\$147,400", and by inserting in lieu thereof the amount, \$142,400".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 30, 1935.

Approved October 8, 1935.

Ordinance Book 46, Page 592.

No. 276

AN ORDINANCE — Amending the portion of the title and Section 2 of Ordinance No. 367, approved December 29, 1934, entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for sealing an abandoned gas well on Bausman street, near McKinley Park road, and other necessary work incidental thereto, and authorizing the

setting aside of the sum of One Thousand (\$1,000.00) Dollars, from Code Account No. 1550, Street Repaving, Bureau of Engineering, for the payment of the cost thereof", which relates to the appropriation of \$1,000.00 from Code Account No. 1550.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the title and Section 2 of Ordinance No. 367, approved December 29, 1934, entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for sealing an abandoned gas well on Bausman street, near McKinley Park road, and other necessary work incidental thereto, and authorizing the setting aside of the sum of One Thousand (\$1,000.00) Dollars, from Code Account No. 1550, Street Repaving, Bureau of Engineering, for the payment of the cost thereof", shall be amended in the following manner:*

That the portions thereof which read:

"One Thousand (\$1,000.00) Dollars"

"Code Account No. 1550"

shall be amended to read:

"Two Thousand (\$2,000.00) Dollars"

"Code Account No. 1553"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 30, 1935.

Approved October 8, 1935.

Ordinance Book 46, Page 592.

No. 277

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the regrading, repaving, recurring and otherwise improving of Shingiss street from Forbes street about 120 feet

southwardly, of Boyd street from Forbes street about 200 feet southwardly and of Hooper street from Forbes street about 70 feet southwardly, and authorizing the setting aside of the sum of Eleven Thousand (\$11,000.00) Dollars for the payment of the cost of said work and One Thousand (\$1,000.00) Dollars for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, amounting in the aggregate to Twelve Thousand (\$12,000.00) Dollars from Bond Fund 122, General Improvement Bonds, 1934.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the regrading, repaving, recurring and otherwise improving of Shingiss street from Forbes street about 120 feet southwardly, of Boyd street from Forbes street about 200 feet southwardly and of Hooper street from Forbes street about 70 feet southwardly, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.*

Section 2. That for the payment of the cost of said improvement, the sum of Eleven Thousand (\$11,000.00) Dollars, or so much thereof as may be necessary, and for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works, the sum of One Thousand (\$1,000.00) Dollars, or so much thereof as may be necessary, amounting in the aggregate to Twelve Thousand (\$12,000.00) Dollars shall be and the same is hereby set apart and appropriated from Bond Fund 122, General Improvement Bonds, 1934, and the Mayor is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions for this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 30, 1935.

Approved October 8, 1935.

Ordinance Book 46, Page 593.

No. 278

AN ORDINANCE — Re-establishing the grade of Boyd street from Forbes street to a point 196.28 feet southwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the westerly curb line of Boyd street from Forbes street to a point 196.28 feet southwardly therefrom, be and the same is hereby re-established as follows, to-wit:

Beginning at the southerly 8.50 foot curb line of Forbes street at an elevation of 84.85 feet; thence rising by a concave parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 86.31 feet; thence rising at the rate of 14.56% for a distance of 176.28 feet to a point 196.28 feet south of the southerly 8.50 foot curb line of Forbes street to an elevation of 111.97 feet curb as set.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 30, 1935.

Approved October 8, 1935.

Ordinance Book 46, Page 594.

No. 279

AN ORDINANCE — Re-establishing the grade of Shingiss street from

Forbes street to a point 98.50 feet southwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the easterly curb line of Shingiss street from Forbes street to a point 98.50 feet southwardly therefrom be and the same is hereby re-established as follows, to-wit:

Beginning at the southerly 8.50 foot curb line of Forbes street, at an elevation of 77.56 feet; thence rising by a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 80.37 feet; thence rising at the rate of 12.40% for a distance of 38.50 feet to a point 98.50 feet south of the southerly 8.50 foot curb line of Forbes street to an elevation of 87.62 feet curb as set.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 30, 1935.

Approved October 8, 1935.

Ordinance Book 46, Page 595.

No. 280

AN ORDINANCE — Re-establishing the grade of Hooper street from Forbes street to a point 66 feet southwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the easterly curb line of Hooper street from Forbes street to a point 66 feet southwardly therefrom, be and the same is hereby re-established as follows, to-wit:

Beginning at the southerly 8.50 foot curb line of Forbes street at an elevation of 104.43 feet; thence rising by a concave parabolic curve

for a distance of 20.0 feet to a point of tangent to an elevation of 105.83 feet; thence rising at the rate of 14.0% for a distance of 46.0 feet to a point 66.0 feet south of the southerly 8.50 foot curb line of Forbes street to an elevation of 112.27 feet curb as set.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 30, 1935.

Approved October 8, 1935.

Ordinance Book 46, Page 595.

No. 281

AN ORDINANCE—Authorizing the purchase by the City of Pittsburgh of a lot of ground on Bailey avenue in the 18th Ward, adjoining Grandview Park, owned by W. G. Stevenson, and providing for payment for the same.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That upon delivery of a general warranty deed by W. G. Stevenson to the City of Pittsburgh, for a lot of ground on Bailey avenue, in the 18th Ward, and the approval of the title to the same by the City Solicitor, said property being described as follows:*

BEGINNING at a point on the northerly line of Bailey avenue, at the corner of Grandview Park, and extending along said Bailey avenue in a northwestwardly direction 76.38 feet more or less to a point; thence in a northeastwardly direction 200.00 feet more or less to a point; thence southwardly parallel with Bailey avenue 39.01 feet more or less to Grandview Park; thence southerly along the same 203.36 feet more or less to the place of beginning;

BEING the same premises which the Anchor Land Company, by deed

dated January 25, 1935 and recorded in the Recorder's Office of Allegheny County in Deed Book, Volume 2508 page 549, granted and conveyed to W. G. Stevenson:

the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant for the sum of \$5000.00 in full payment for the lot of ground on Bailey avenue heretofore described and charge same to Appropriation No. 42 Contingent Fund, said warrant to be drawn for use of the City Treasurer, and applied by him first to the payment of all taxes, liens and other encumbrances existing against the said lot on Bailey avenue; the remainder to be applied to the payment of current and delinquent city taxes and water rents assessed against such other properties, transferred to W. G. Stevenson by the said deed dated January 25, 1935, as he may elect.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 30, 1935.

Approved October 8, 1935.

Ordinance Book 46, Page 596.

No. 282

AN ORDINANCE—Making an emergency appropriation for the purpose of providing funds for the construction of a relief sewer on Maurice street, Second avenue and private property of C. G. Hussey & Co. from the existing sewer on Maurice street at Rock street to Monongahela river, with a branch sewer on the south sidewalk of Second avenue, and other drainage improvements in the Maurice street Drainage Basin, including necessary engineering expenses.

WHEREAS, because the existing 36" brick sewer on Maurice street and private property of C. G. Hussey & Co. is inadequate, storm water overflows the private property of said company

and necessitates cessation of operations at their plant and imposes on said company certain expenditures to pay for cleaning the sediment and debris caused thereby, and

WHEREAS, the Mayor and the City Controller have certified to Council the existence of an emergency requiring special appropriation in the sum of Fifty-eight Thousand (\$58,000.00) Dollars, or so much thereof as may be necessary for payment of the cost of constructing relief sewers and otherwise improving drainage facilities in the Maurice Street Drainage Basin and including necessary engineering expenses; NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* an emergency appropriation in the sum of Fifty-eight Thousand (\$58,000.00) Dollars, or so much thereof as may be necessary, is hereby made out of funds not otherwise appropriated, for the payment of the cost of the construction of a relief sewer on Maurice street, Second avenue and private property of C. G. Hussey & Co. from the existing sewer on Maurice street at Rock street to Monongahela river with a branch sewer on the south sidewalk of Second avenue and other drainage improvements in the Maurice Street Drainage Basin, and including necessary engineering expenses.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 7, 1935.

Approved October 8, 1935.

Ordinance Book 46, Page 597.

No. 283

AN ORDINANCE—Appropriating and setting aside from Bond Fund No. 105 F, the sum of \$15,000.00 for the cost of replacing unsatisfactory service lines from the water main to the curb and pumping out said unsatisfactory service lines as follows: 204

in the Homestead Bank, 40 in the Wilkins Place, and 21 in the East End Avenue Plans of Lots; and authorizing the Department of Public Works to do said work subject to conditions set forth in this ordinance.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* there is hereby appropriated and set aside from Bond Fund No. 105 F, the sum of \$15,000.00 for the cost of replacing unsatisfactory service lines from water main to the curb and pumping out said unsatisfactory service lines from the curb to houses as follows: 204 in the Homestead Bank, 40 in the Wilkins Place, and 21 in the East End Avenue Plans of Lots, including labor, supplies, materials, and other incidental costs and expenses of such work, and that the Mayor and the City Controller be and they are hereby authorized and directed to issue and countersign, respectively, warrants drawn on said fund for the payment of said costs.

Section 2. That the Director of the Department of Public Works is hereby authorized and directed to replace said unsatisfactory service lines as above listed from the water main to the curb and to pump out said unsatisfactory service lines from the curb to houses subject to the restriction that no service line shall be replaced or pumped out before the property owner shall have executed an agreement with the Department of Public Works whereby the property owner shall agree to accept full ownership of and responsibility for the future maintenance and/or replacement of said service line from the water main to the house in consideration of the one replacement and pumping out of said service line by the City as is provided herein.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 7, 1935.

Approved October 11, 1935.

Ordinance Book 46, Page 597.

No. 284

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of One (1) Auto Truck for the Bureau of Tests, and One (1) Automobile for the Bureau of Water, Department of Public Works, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of One (1) Auto Truck at a cost not to exceed the sum of Five Hundred (\$500.00) Dollars, including the trade-in of an Old Ford Truck, for the Bureau of Tests, and One (1) Automobile at a cost not to exceed the sum of Seven Hundred (\$700.00) Dollars, including the trade-in of One (1) Graham-Page Coupe, for the Bureau of Water, Department of Public Works, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1947-F-Equipment, Bureau of Tests, and Code Account No. 1774-F, Equipment, Bureau of Water, respectively.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 7, 1935.

Approved October 11, 1935.

Ordinance Book 46, Page 598.

No. 285

AN ORDINANCE—Widening Benton avenue, in the 27th Ward of the

City of Pittsburgh, at the intersections of Brighton road, McClure avenue and Viruth street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Benton avenue, in the 27th Ward of the City of Pittsburgh, at the intersections of Brighton road, McClure avenue, and Viruth street, be and the same is hereby widened to a variable width by taking for public use for highway purposes, the property hereinafter designated and described as Parcels Number One to Seven, respectively, to-wit:—

PARCEL NUMBER ONE—AT BRIGHTON ROAD

Beginning at the intersection of the westerly line of Brighton road and the northerly line of Benton avenue; thence extending westwardly along the northerly line of Benton avenue for a distance of 28.43 feet to a point of curve; thence extending northeastwardly by the arc of a circle deflecting to the left with a radius of 20.0 feet and a central angle of 109° 45' 10" for an arc distance of 38.09 feet to a point of tangent on the westerly line of Brighton road; thence extending southwardly along the westerly line of Brighton road for a distance of 28.43 feet to the place of beginning.

PARCEL NUMBER TWO—AT BRIGHTON ROAD

Beginning at the intersection of the westerly line of Brighton road and the southerly line of Benton avenue; thence extending southwardly along the westerly line of Brighton road for a distance of 30.97 feet to a point of curve; thence extending northwestwardly by the arc of a circle deflecting to the left with a radius of 40.0 feet and a central angle of 75° 30' 00" for an arc distance of 52.50 feet to a point of tangent on the southerly line of Benton avenue; thence extending eastwardly along the southerly line of Benton avenue for a distance of 30.97 feet to the place of beginning.

PARCEL NUMBER THREE—AT
McCLURE AVENUE

Beginning at the intersection of the easterly line of McClure avenue and the northerly line of Benton avenue; thence extending northwardly along the easterly line of McClure avenue for a distance of 7.80 feet to a point of curve; thence extending southeastwardly by the arc of a circle deflecting to the left with a radius of 10.0 feet and a central angle of $75^{\circ} 55' 00''$ for an arc distance of 13.25 feet to a point of tangent on the northerly line of Benton avenue; thence extending westwardly along the northerly line of Benton avenue for a distance of 7.80 feet to the place of beginning.

PARCEL NUMBER FOUR—AT
McCLURE AVENUE

Beginning at the intersection of the easterly line of McClure avenue and the southerly line of Benton avenue; thence extending eastwardly along the southerly line of Benton avenue for a distance of 12.82 feet to a point of curve; thence extending southwestwardly by the arc of a circle deflecting to the left with a radius of 10.0 feet and a central angle of $104^{\circ} 05' 00''$ for an arc distance of 18.15 feet to a point of tangent on the easterly line of McClure avenue; thence extending northwardly along the easterly line of McClure avenue for a distance of 12.82 feet to the place of beginning.

PARCEL NUMBER FIVE—AT
McCLURE AVENUE

Beginning at the intersection of the westerly line of McClure avenue and the northerly line of Benton avenue; thence extending westwardly along the northerly line of Benton avenue for a distance of 12.82 feet to a point of curve; thence extending northeastwardly by the arc of a circle deflecting to the left with a radius of 10.0 feet and a central angle of $104^{\circ} 05' 00''$ for an arc distance of 18.15 feet to a point of tangent on the westerly line of McClure avenue; thence extending southwardly along the westerly line of McClure avenue for a distance of 12.82 feet to the place of beginning.

PARCEL NUMBER SIX—AT
McCLURE AVENUE

Beginning at the intersection of the

westerly line of McClure avenue and the southerly line of Benton avenue; thence extending southwardly along the westerly line of McClure avenue for a distance of 7.80 feet to a point of curve; thence extending northwestwardly by the arc of a circle deflecting to the left with a radius of 10.0 feet and a central angle of $75^{\circ} 55' 00''$ for an arc distance of 13.25 feet to a point of tangent on the southerly line of Benton avenue; thence extending eastwardly along the southerly line of Benton avenue for a distance of 7.80 feet to the place of beginning.

PARCEL NUMBER SEVEN—AT
VIRUTH STREET

Beginning at the intersection of the easterly line of Viruth street and the northerly line of Benton avenue; thence extending northeastwardly along the easterly line of Viruth street for a distance of 17.82 feet to a point of curve; thence extending southeastwardly by the arc of a circle deflecting to the left with a radius of 10.0 feet and a central angle of $121^{\circ} 23' 40''$ for an arc distance of 21.19 feet to a point of tangent on the northerly line of Benton avenue; thence extending westwardly along the northerly line of Benton avenue for a distance of 17.82 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Benton avenue, in the 27th Ward of the City of Pittsburgh, at the intersections of Brighton road, McClure avenue and Viruth street to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 7, 1935.

Approved October 11, 1935.

Ordinance Book 46, Page 599.

No. 286

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Omaha street, from Merrimac street to Bigham street, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Omaha street, from Merrimac street to Bigham street, be graded, paved and curbed, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of \$17,000.00 which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed

against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 7, 1935.

Approved October 11, 1935.

Ordinance Book 46, Page 601.

No. 287

AN ORDINANCE — Authorizing the Pennsylvania Railroad Company to remove certain tracks on Smallman street, Second ward, City of Pittsburgh, extending between points 115 ft. and 120 ft., respectively, from the northeasterly building lines of 22nd street and 26th street; and granting permission to substitute therefor certain other tracks, and prescribing certain conditions thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Pennsylvania Railroad Company be, and the same is hereby, authorized to remove all railroad tracks now located on Smallman street between points 115 ft. and 120 ft., respectively, from the northeasterly building lines of 22nd Street and 26th Streets; and that permission be, and the same is hereby, granted to the Pennsylvania Railroad Company to substitute therefor two other tracks to be located one on each side of said street, together with a switch track crossing Smallman street diagonally from 24th Street to the property of R. Munroe & Sons Manufacturing Corporation, and to connect said tracks with existing tracks now located on said Smallman street between 22nd and 23rd Streets and between 26th and 27th Streets respectively; the tracks to be removed as shown on plan of record in the office

of the Department of Public Works, Bureau of Engineering, and designated as "Plan No. JCL-19", revised August 29, 1935; with a width of occupancy of 12 ft. or 7 ft. from adjacent building line to center line of track where side tracks parallel the building lines of Smallman street and 5 ft. on opposite side of center line except that the width of occupancy shall be approximately 9 ft., or 2 ft. outside each rail located across or along the roadway of Smallman street and across the street intersections. Said tracks to have center lines described as follows:

Beginning at a point in the center line of Smallman street side-track of the Allegheny Branch of the Conemaugh Division of the Pennsylvania Railroad Company, as now located, said point being at a distance of 112 ft. in a northeasterly direction from the easterly building line of 22nd Street, measured along center line of said side-track and 36 ft. in a northwesterly direction from the southerly building line of Smallman street, measured at right angles thereto, which is 4.1 ft. southwestwardly from the point of switch of the side-track along the southerly building line of Smallman street.

Thence with the center line of said Smallman street side-track as a tangent, deflecting to the right in an easterly direction, by the arc of a circle with a radius of 199.98 ft. and a central angle of $4^{\circ} 24' 18''$ the distance of 15.37 ft.; thence still to the right by the arc of a circle with a radius of 675.97 ft. and a central angle of $2^{\circ} 44' 42''$ the distance of 32.38 ft.; thence by a tangent to said curve 178.03 ft. to a point of curve; thence deflecting to the left in a northeasterly direction by the arc of a circle with a radius of 380.71 ft. and a central angle of $7^{\circ} 09'$ the distance of 47.51 ft. to a point, said point being on a line parallel to the southerly building line of Smallman street and 7 ft. in a northwesterly direction therefrom, and 80 ft. in a northeasterly direction from the easterly building line of 23rd Street; thence along said line the distance of 971 ft. to a point of curve located 40 ft. southwestwardly from the westerly building line of 26th Street; thence with

said line as a tangent deflecting to the left in a northeasterly direction by the arc of a circle with a radius of 380.71 ft. and a central angle of $15^{\circ} 07'$ the distance of 100.44 ft., thence deflecting to the right in an easterly direction by the arc of a circle with a radius of 380.71 ft. and a central angle of $7^{\circ} 58'$ the distance of 52.94 ft.; thence by the tangent to last described curve the distance of 15 ft. to a point of curve, thence deflecting to the right in an easterly direction by the arc of a circle with a radius of 675.97 ft. and a central angle of $2^{\circ} 44' 42''$ the distance of 32.38 ft.; thence still to the right by the arc of a circle with a radius of 199.98 ft. and a central angle of $4^{\circ} 24' 18''$ the distance of 15.37 ft. to a point in the center line of said Smallman street side-track, said point being 123 ft. in a northeasterly direction measured along said center line produced from the easterly building line of 26th Street, and 36 ft. in a northwesterly direction from the southerly building line of Smallman street measured at right angles thereto, which is 4.1 ft. northeastwardly from the point of switch of the side-track along the southerly building line of Smallman street.

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Beginning at a point in the center line of said Smallman street side-track as now located, said point being at a distance of 190 ft. in a northeasterly direction from the easterly building line of 22nd Street, measured along center line of said side-track, and 36 ft. in a northwesterly direction from the southerly building line of Smallman street, measured at right angles thereto, which point is the starting point for the relocation of the said side-track along the northerly building line of Smallman street.

Thence deflecting to the left in a northeasterly direction by the arc of a circle with a radius of 380.71 ft. and a central angle of $8^{\circ} 52'$ the distance of 58.92 ft.; thence by a tangent to said curve 51.25 ft. to a point of curve, thence deflecting to the right in an easterly direction by the arc of a circle with a radius of 380.71 ft. and a central angle of $8^{\circ} 52'$ the distance of 58.92 ft. to a point, said point being in a line parallel to the northerly

building line of Smallman street and 7 ft. in a southeasterly direction therefrom and 54 ft. in a northeasterly direction from the easterly building line of 23rd Street; thence along said line the distance of 987 ft. to a point of curve located 50 feet southwestwardly from the westerly building line of 26th Street; thence deflecting to the right in an easterly direction by the arc of a circle with a radius of 380.71 ft. and a central angle of $12^{\circ} 07' 50''$ the distance of 80.6 ft.; thence deflecting to the left in a northeasterly direction by the arc of a circle with a radius of 380.71 ft. and a central angle of $12^{\circ} 07' 50''$ the distance of 80.6 ft. to a point in the center line of said Smallman street side-track as now located, said point being 60 ft. in a northeasterly direction from the easterly building line of 26th Street measured along said center line produced and 36 ft. in a northwesterly direction from the southerly building line of Smallman street measured at right angles thereto.

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Beginning at a point in the center line of the siding as relocated along the northerly building line of Smallman street, said point being a distance of 3 ft. in a southwestwardly direction from the westerly building line of 24th Street measured along center line of said re-located side-track which is the location of point of switch of the said side-track to R. Munroe & Sons.

Thence, deflecting to the left in a southerly direction by the arc of a circle with a radius of 234.09 ft. and a central angle of $9^{\circ} 31' 38''$ the distance of 38.92 ft.; thence by a tangent to said curve 15 ft. to a point of curve; thence deflecting to the left in a southerly direction by the arc of a circle with a radius of 238.19 ft. and a central angle of $28^{\circ} 24'$ the distance of 118.06 ft. to a point in the southerly building line of Smallman street, said point being 164 ft. southwestwardly from the westerly building line of 24th Street, measured along said southerly building line of Smallman street.

Section 2. That said Company, prior to the construction of the tracks and switch track on Smallman street, shall

submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans, showing measurements and location in detail of all surface and sub-surface structures necessary for the construction of said tracks; and the same shall be subject to the approval of the Director of the Department of Public Works.

Section 3. That the rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City Streets, and to all ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be enacted relating to the construction, maintenance and use of tracks, sidings and switch tracks on City streets and compensation for the same; and more particularly subject to the rights of abutting property owners; and the Pennsylvania Railroad Company shall at all times allow free right of ingress and egress to said abutting owners, subject only to the necessary movement of its cars. It is a further condition of this grant that the Pennsylvania Railroad Company shall at no time allow railroad cars to be "Spotted" or stored at street intersections so as to interfere with the free movement of traffic on any city street.

Section 4. Said Pennsylvania Railroad Company shall, at its own proper cost and expense, repave, repair and maintain in safe condition, that portion of the street upon which permission is herein granted to construct and maintain tracks, including special reinforcement of paving, repair of sewers, water lines and other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said tracks. All of the said work, including the repaving of that portion of the street upon which permission is herein granted to construct and maintain tracks, shall be done in the manner and at such times as the said Director of the Department of Public Works may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said railroad tracks and switch track upon giving six (6) months notice through the proper officers, pursuant to resolution or ordinance of Council, to the said Pennsylvania Railroad Company, their successors and assigns, to that effect, and that the said grantee shall, when so notified, at the expiration of the said six (6) months, forthwith remove the said railroad tracks and switch track and replace the street to its original condition at its own cost and expense, including the repairing and repaving of the pavement in a manner satisfactory to the said Director of the Department of Public Works whenever same is disturbed by such removal.

Section 6. The grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the streets and sub-surface structures therein, by reason of the construction, maintenance and use of the said railway tracks and switch track; and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to-wit:

This Ordinance shall become null and void unless, within thirty (30) days after its enactment, the Pennsylvania Railroad Company shall file with the City Controller its Certificate of Acceptance of the provisions hereof, said Certificate to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 7, 1935.

Approved October 11, 1935.

Ordinance Book 46, Page 602.

No. 288

AN ORDINANCE—Creating and establishing in the Department of Public Welfare a Bureau to be known as the Bureau of Home and Family Relief.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby created and established "An Ordinance creating and establishing in the Department of Public Welfare a Bureau to be known as the Bureau of Home and Family Relief" whose duties shall be to administer home and family and out-door relief under such plans as may be determined from time to time by the Mayor and the Council and the Director of the Department of Public Welfare.

Section 2. That for the purpose of administering the duties of said Bureau herein before described the following positions are hereby created and established at the rates of compensation respectively set forth as follows, the cost of services of said employes to be payable from funds provided for such purpose, and the Director of the Department of Public Welfare is hereby authorized to fill such positions in accordance with the law:—

One (1) Supervisor of Home and Family Relief..	\$2,500.00 per annum
Four (4) Assistant Supervisors	\$1,500.00 each per annum
One (1) File Clerk	\$1,460.00 per annum
One (1) Stenographer	\$1,460.00 per annum

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1935.

Pittsburgh, October 14, 1935.

I do hereby certify that the foregoing Ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was

passed by a two-thirds vote of said Council, this 14th day of October, 1935.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 605.

No. 289

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of One (1) Centrifugal Pump for the Pittsburgh City Home and Hospitals at Mayview, Pa., and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract for the furnishing and delivery of One (1) Centrifugal Pump, at a cost not to exceed the sum of Eight Hundred (\$800.00) Dollars for the Pittsburgh City Home & Hospitals at Mayview, Pa., in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1356-Equipment, Department of Public Welfare.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 14, 1935.

Approved October 21, 1935.

Ordinance Book 46, Page 606.

No. 290

AN ORDINANCE—Providing for the letting of contracts for materials,

general supplies, equipment and machinery required by the several departments of the City Government for the year beginning January 1st, 1936.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals for furnishing materials and general supplies, whose estimated cost will be in excess of Five Hundred (\$500.00) Dollars, and to purchase without advertisement such materials, general supplies, equipment and machinery whose estimated cost will be less than Five Hundred (\$500.00) Dollars, as required by the several departments of the City Government for the fiscal year beginning January 1, 1936, and to award a contract or contracts for the same to the lowest responsible bidder in the manner and form prescribed by law.

Section 2. That the cost of such materials, supplies equipment and machinery shall be chargeable to and payable from the appropriations made to the Department of Supplies, or to the various departments for the purchase of such materials, supplies, equipment and machinery as may be required and authorized by the respective appropriation ordinances during the fiscal year beginning January 1, 1936.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 14, 1935.

Approved October 21, 1935.

Ordinance Book 46, Page 607.

No. 291

AN ORDINANCE— Authorizing and directing the Mayor and the Director of the Department of Public

Works to advertise for proposals and to award a contract or contracts for the improvement of that part of Frick park situated at the corner of Homewood avenue and Reynolds street by grading, construction of walls, drainage and construction of bowling greens, and setting aside the sum of Sixteen Thousand (\$16,000.00) Dollars from Frick Park Trust Fund for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the improvement of that part of Frick park situated at the corner of Homewood avenue and Reynolds street by grading, construction of walls, drainage and construction of bowling greens, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of Sixteen Thousand (\$16,000.00) Dollars, for the payment of the expenses to be borne by the City of Pittsburgh, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Frick Park Trust Fund, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the costs thereof.

Section 3. That any Ordinance or part of an Ordinance conflicting with the provisions of this Ordinance and in particular Ordinance No. 255, approved by the Mayor September 13, 1935, entitled, "An Ordinance Authorizing and directing the Mayor and the Director of the Department of Public Works to carry out and to complete an Unemployment Relief Project in conjunction with the Works Progress Administration for the improvement of that part of Frick Park situated at the corner of Homewood avenue and Rey-

nolds street, by grading, construction of walls, drainage, planting of trees and shrubbery and construction of bowling greens and authorizing the payment of such costs as may not be assumed by Works Progress Administration, and setting aside the sum of Sixteen Thousand Two Hundred Ninety two (\$16,292.32) Dollars and Thirty-two cents from Frick Park Trust Funds for the payment of the costs thereof" be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1935.

Approved October 21, 1935.

Ordinance Book 46, Page 607.

No. 292

AN ORDINANCE—Refixing the width and position of the roadway and the southerly sidewalk of East Ohio street, from East Diamond street to Federal street; the roadway and the easterly sidewalk of Federal street, from East Ohio street to South Diamond street East, and the roadway and the northerly sidewalk of South Diamond street East, from Federal street to East Diamond street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the roadway and southerly sidewalk of East Ohio street, from East Diamond street to Federal street; the roadway and the easterly sidewalk of Federal street, from East Ohio street to South Diamond street East, and the roadway and the northerly sidewalk of South Diamond street East, from Federal street to East Diamond street, be and the same are hereby refixed as follows, to-wit:

EAST OHIO STREET

The roadway shall have a variable width ranging from 52 feet to 56 feet, lying between the present northerly sidewalk and the southerly 13 ft. line. The southerly sidewalk shall have a uniform width of 13.0 feet, lying between the above described roadway and the southerly street line.

FEDERAL STREET

The roadway shall have a uniform width of 52.0 feet, lying between the present westerly sidewalk and the easterly 13 ft. line. The easterly sidewalk shall have a uniform width of 13.0 feet, lying between the above described roadway and the easterly street line.

SOUTH DIAMOND STREET EAST

The roadway shall have a uniform width of 37.50 feet, lying north of and contiguous to the present southerly sidewalk. The northerly sidewalk shall have a uniform width of 10.50 feet more or less, lying between the above described roadway and the northerly street line.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 14, 1935.

Approved October 21, 1935.

Ordinance Book 46, Page 608.

No. 293

AN ORDINANCE—Fixing the interest rate of Two and one-quarter (2¼%) per centum per annum on Five Hundred Thousand (\$500,000.00) Dollars Public Welfare Relief Bonds 1935 which were sold by the Mayor and the City Controller on October 15th, by authority of Ordinance No. 227 which became a law August 12th, 1935.

WHEREAS, Ordinance No. 227 authorized and directed the sale of \$500,000. Public Welfare Relief Bonds 1935 at an interest rate of not less than one per centum and not exceeding four per centum per annum, uniform for the entire issue, and

WHEREAS, under the terms of said ordinances and Acts of Assembly authorizing the same the bonds were advertised and sold, by the Mayor and the City Controller, the successful bidder being Gertler and Co. Inc., 40 Wall street, New York, N. Y., at an interest

rate of two and one-quarter (2¼%) per centum per annum, plus a premium of \$1396.50, Now Therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Public Welfare Relief Bonds 1935 in the aggregate principal amount of Five Hundred Thousand (\$500,000.00) Dollars, authorized by Ordinance No. 227 which became a law August 12th, 1935, shall bear interest at the rate of Two and one-quarter (2¼%) per centum per annum.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 21, 1935.

Approved October 26, 1935.

Ordinance Book 46, Page 609.

No. 294

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Maurice street, Second avenue and private property of C. G. Hussey & Company, from the existing sewer on Maurice street at Rock street to the Mongahela river, with a branch relief sewer on the southwest sidewalk of Second avenue, and the construction of drainage improvements in the Maurice Street Drainage Basin, including as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of Fifty-five Thousand (\$55,000) Dollars for the payment of the cost of said work, from Code Account No. 1556, Emergency Appropriation, and Three Thousand (\$3,000) Dollars, for the payment of engineering expenses including salaries, wages and miscellaneous services in the Department of Public Works from Code Account No. 1556-1, Engineering Expenses, Emergency, Maurice Street Sewer.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a relief sewer on Maurice street, Second avenue and private property of C. G. Hussey & Company, from the existing sewer on Maurice street at Rock street to the Monongahela river, with a branch relief sewer on the southwest sidewalk of Second avenue, and the construction of drainage improvements in the Maurice Street Drainage Basin, including as may be necessary, the excavation of exploratory test holes.

Commencing at the existing sewer on Maurice street, at Rock street, thence southwestwardly along Maurice street and across Second avenue to the private property of C. G. Hussey & Company, thence continuing southwestwardly on, over, across and through the private property of C. G. Hussey & Company to the Monongahela river. Said relief sewer to be 60 inches in diameter; with a branch relief sewer on the southwest sidewalk of Second avenue. Commencing on the southwest sidewalk of Second avenue at a point about 170 feet southeast of Maurice street, thence northwestwardly along the southwest sidewalk of Second avenue to the sewer on the southwest sidewalk of Second avenue. Said branch relief sewer to be 30" in diameter, and the construction of drainage improvements in the Maurice Street Drainage Basin. Said relief sewer, branch relief sewer and drainage improvements in the Maurice Street Drainage Basin to be constructed in accordance with Plan Accession Nos. D-5327 and 5328, on file in the Bureau of Engineering, Department of Public Works.

Section 2. That for the payment of the cost of said construction the sum of Fifty-five Thousand (\$55,000) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated

from Code Account 1556, Emergency Appropriation and for the payment of engineering expenses including salaries, wages and miscellaneous services in the Department of Public Works the sum of Three Thousand (\$3,000) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1556-1, Engineering Expenses, Emergency, Maurice Street Sewer, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 21, 1935.

Approved October 26, 1935.

Ordinance Book 46, Page 610.

No. 295

AN ORDINANCE—Amending an Ordinance entitled "An Ordinance granting unto the Sterling Land Company, its successors and assigns, the right to construct, maintain and use two 6" conduits under and across Hobart street and one 6" conduit under and across Kamin street, for the purpose of conveying steam and hot water from a central heating plant to twenty-four buildings located on Hobart street, Wendover street and Kamin street, 14th Ward, Pittsburgh", by granting unto the Sterling Land Company, its successors and assigns, additional rights to construct, maintain and use conduits under and across Hobart street, Wendover street and Kamin street for the purpose of conveying cold water, electricity and gas into and from buildings located on said streets in the Fourteenth ward, Pittsburgh.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

Section 1 of an Ordinance entitled, "An Ordinance granting unto the Sterling Land Company, its successors and assigns, the right to construct, maintain and use two 6" conduits under and across Hobart street and one 6" conduit under and across Kamin street, for the purpose of conveying steam and hot water from a central heating plant to twenty-four buildings located on Hobart street, Wendover street and Kamin street, 14th Ward, Pittsburgh," approved August 8, 1922, and recorded in Ordinance Book, Volume 33, Page 533, be amended to read as follows:

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council, assembled, and it is hereby ordained and enacted by the authority of the same, That the Sterling Land Company, its successors and assigns, be and they are hereby given the right and authority to construct, maintain and use two conduits across Hobart street, one conduit across Wendover street and one conduit across Kamin street for the purpose of conveying steam, hot water, cold water, gas and electricity from and to buildings located on said streets and owned by the said Sterling Land Company.

The said conduits shall be constructed in accordance with the provisions of this Ordinance and in accordance with plans on file in the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled "Plan showing proposed 6" conduits under and across Hobart street and Kamin street for the Sterling Land Company, 14th Ward, Pittsburgh, Pa., as Accession No. A-187, Folder 'A'," and "Plan showing proposed location of conduits on Hobart street and Kamin street, 14th Ward, Pittsburgh, Pa., for John McSorley, September 24, 1935, as Accession No. A-187, Folder 'B'."

Section 2. That Section 2 of said Ordinance shall be amended to read as follows:

"Section 2. That said Company, prior to doing any work in con-

nection with said conduits shall submit to the Director of the Department of Public Works of the said City a complete set of plans in triplicate, showing the location and all details for the construction of said conduits, and said plans and the construction of said conduits shall be subject to the approval and supervision of the said Director."

Section 3. That Section 4 of said Ordinance shall be amended to read as follows:

"Section 4. The said grantee shall bear the full cost and expense of the repaving and repairing of the street pavement damaged, repair of sewers, water lines and other surface and sub-surface structures, which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said conduits. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such time as the Director may order, and shall be subject to his approval and supervision."

Section 4. That Section 5 of said Ordinance shall be amended to read as follows:

"Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said conduits upon giving six months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Sterling Land Company, its successors and assigns, to that effect, and that the said grantee, when so notified, shall at the expiration of the said six months, forthwith, remove the said conduits and replace the streets to their original condition, at its own cost and expense."

Section 5. That Section 6 of said Ordinance shall be amended to read as follows:

"Section 6. The said grantee shall assume any liability of the

City of Pittsburgh for damages to persons or property, including the street and sub-surface structures therein by reason of the construction, maintenance and use of the said conduits, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant."

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 21, 1935.

Approved October 26, 1935.

Ordinance Book 46, Page 611.

No. 296

AN ORDINANCE — Re-establishing the grade of Jancey street from Gael way to Baker street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the westerly curb line of Jancey street, from Gael way to Baker street, be and the same is hereby re-established as follows, to wit:

Beginning at the northerly line of Gael way at an elevation of 199.73 feet, (curb as set); thence falling at the rate of 5.18 percent for a distance of 38.0 feet to a point to an elevation of 197.76 feet; thence falling at the rate of 5.71 percent for a distance of 87.0 feet to the southerly 20.0 foot curb line of Baker street to an elevation of 192.79 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 21, 1935.

Approved October 26, 1935.

Ordinance Book 46, Page 613.

No. 297

AN ORDINANCE — Re-fixing the width and position of the sidewalks and roadway, and re-establishing the grade of Baker street from Jancey street to Butler street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the sidewalks and roadway and the grade of Baker street, from Jancey street, to Butler street, be and the same are hereby re-fixed and re-established as follows, to wit:

The easterly and southerly sidewalk, from the beginning of the curve at the intersection of Jancey street at a point 32.00 feet north of the northerly line of Gael way to the end of the said curve, shall have a variable width ranging from 10.0 feet at the former to 7.0 feet at the latter mentioned point; thence to the beginning of the curve at the intersection of Butler street, shall have a uniform width of 7.0 feet; thence to the end of the curve at the intersection of Butler street, shall have a variable width, ranging from 7.0 feet at the beginning to 12.0 feet at the end of said curve.

The northerly and westerly sidewalk, from Jancey street to the beginning of the curve at the intersection of Butler street, shall have a uniform width of 7.0 feet; thence to the end of the curve at the intersection of Butler street, shall have a variable width ranging from 7.0 feet at the beginning to 13.0 feet at the end of said curve.

The sidewalks shall lie along and contiguous to their respective street lines.

The roadway shall have a general width of 36.0 feet, and shall occupy that portion of the street lying between the above described sidewalks.

Section 2. The grade of the easterly and southerly curb line shall begin at a point on the easterly curb line of Jancey street, distant 32.0 feet north

of the northerly line of Gael way at an elevation of 197.28 feet; thence shall fall at the rate of 7.8 percent for a distance of 125.66 feet to a point to an elevation of 187.48 feet; thence shall fall at the rate of 6.13 percent for a distance of 192.79 feet to a point of curve to an elevation of 175.68 feet; thence by a concave parabolic curve for a distance of 200.0 feet to a point of tangent to an elevation of 164.70 feet; thence shall fall at the rate of 4.85 percent for a distance of 234.0 feet to a point of curve to an elevation of 153.35 feet; thence by a convex parabolic curve for a distance of 200.0 feet to a point of tangent to an elevation of 140.72 feet; thence shall fall at the rate of 7.78 percent for a distance of 112.31 feet to a point of curve to an elevation of 132.0 feet; thence by a concave parabolic curve for a distance of 30.0 feet to a point of tangent to an elevation of 129.92 feet; thence shall fall at the rate of 6.13 percent for a distance of 77.05 feet to a point to an elevation of 125.20 feet; thence shall fall at the rate of 6.85 percent for a distance of 147.52 feet to a point to an elevation of 115.09 feet; thence shall fall at the rate of 7.82 percent for a distance of 67.05 feet to a point of curve to an elevation of 109.85 feet; thence by a concave parabolic curve for a distance of 50.0 feet to a point of tangent to an elevation of 107.07 feet; thence shall fall at the rate of 3.28 percent for a distance of 81.68 feet to a point of horizontal tangent at the southerly curb line of Butler street to an elevation of 104.39 feet.

The grade of the northerly and westerly curb line shall begin at the westerly 10.0 foot curb line of Jancey street at an elevation of 192.79 feet; thence shall fall at the rate of 4.05 percent for a distance of 80.0 feet to a point of curve to an elevation of 189.55 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 186.14 feet; thence shall fall at the rate of 7.33 percent for a distance of 40.0 feet to a point to an elevation of 183.21 feet; thence shall fall at the rate of 6.13 percent for a distance of 122.79 feet, to a point of curve to an elevation of 175.68 feet; thence by a concave parabolic curve for a distance of 200.0 feet to a point of tangent to

an elevation of 164.70 feet; thence shall fall at the rate of 4.85 percent for a distance of 234.0 feet to a point of curve to an elevation of 153.35 feet; thence by a convex parabolic curve for a distance of 200.0 feet to a point of tangent to an elevation of 140.72 feet; thence shall fall at the rate of 7.78 percent for a distance of 152.31 feet to a point of curve to an elevation of 128.89 feet; thence by a convex parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 127.06 feet; thence shall fall at the rate of 10.50 percent for a distance of 33.50 feet to a point to an elevation of 123.54 feet; thence shall fall at the rate of 9.0 percent for a distance of 112.49 feet to a point to an elevation of 113.42 feet; thence shall fall at the rate of 7.51 percent for a distance of 43.50 feet to a point of curve to an elevation of 110.15 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 107.01 feet, thence shall fall at the rate of 2.96 percent for a distance of 25.54 feet to a point of curve to an elevation of 106.25 feet; thence by a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 106.41 feet; thence shall rise at the rate of 3.75 per cent for a distance of 12.0 feet to a point of horizontal tangent at the southerly curb line of Butler street to an elevation of 106.36 feet.

The grades of the northerly and westerly curb line and the easterly and southerly curb line between elevation 183.21 and 132.00 are level transversely.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 21, 1935.

Approved October 26, 1935.

Ordinance Book 46, Page 613.

No. 298

AN ORDINANCE—Authorizing the issuing of a warrant in favor of

George Boxheimer in the sum of \$250.00, in payment for stenographic services furnished to the Police Research Commission; a warrant in favor of M. A. Sanders, in the sum of \$350.00, for services as Secretary to the Police Research Commission, and a warrant in favor of Dennis J. Mulvihill, in the sum of \$500.00, for services as Counsel to the Police Research Commission.

WHEREAS, The Police Research Commission appointed by Council for the purpose of investigating and reporting on certain conditions in the Bureau of Police, Department of Public Safety, engaged the services of George Boxheimer, stenographer, to report the proceedings of the hearings held by this Commission and to type its reports submitted to Council; and M. A. Sanders as Secretary and of Dennis J. Mulvihill as Counsel; Therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of George Boxheimer, for the sum of \$250.00, for stenographic services rendered the Police Research Commission; a warrant in favor of M. A. Sanders, in the sum of \$350.00, for services as Secretary to the Police Research Commission, and a warrant in favor of Dennis J. Mulvihill, in the sum of \$500.00, for services as Counsel to the Police Research Commission, and charge same to Code Account No. 1013-M, Police Research Commission, City Clerk's Office.

Section 2. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 21, 1935.

Approved October 28, 1935.

Ordinance Book 46, Page 615.

No. 299

AN ORDINANCE — Evidencing the consent of the City of Pittsburgh

to the entry upon and use by Allegheny County Authority of property owned by the City of Pittsburgh in the Eleventh ward thereof, between the Allegheny river and Washington boulevard in Highland park, and of a portion of Highland park, for the purpose of constructing and maintaining a Bridge, with the approaches thereto, across the Allegheny river, to be known as "Highland Park Toll Bridge", from the City of Pittsburgh to the Township of O'Hara, in substantial conformity with a certain plan; prescribing the terms and conditions of such consent, entry and use; providing for the ultimate conveyance of said Highway bridge to the County of Allegheny; and providing for the enactment by the City of Pittsburgh of any and all Legislation necessary to make effective such consent, terms, conditions, entry and use, and where necessary or desirable for the purposes thereof, to require all Public Service Companies at their own expense to make all changes that may be necessary of and in relation to the property and facilities owned by them.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City of Pittsburgh (hereinafter referred to as the "City") hereby consents to the entry upon and use by Allegheny County Authority (hereinafter referred to as the "Authority") of certain property owned by the City in the Eleventh ward of said City between the Allegheny river and Washington boulevard in Highland park, and of a portion of Highland park, as shown on Allegheny County Authority Plan Number 400.6, together with such additional ground as may be necessary for slopes and fills. Said entry shall be for the purpose of constructing a highway bridge, with its approaches, and by-passes to be known as "Highland Park Toll Bridge" (hereinafter with its approaches collectively referred to as the "Bridge") across the Allegheny river from the City of Pittsburgh to the Township of O'Hara in the County of Allegheny, in substantial conformity with the aforesaid Plan known as Allegheny County Authority Plan Number 400.6, approved by the

Board of Members of the Authority on September 16, 1935, (hereinafter referred to as the "Plan") on file in the Office of Allegheny County Authority and in the Offices of the Department of Public Works of the City, in accordance with and subject to the terms and conditions set forth in the following Sections of this Ordinance.

Section 2. All work necessary for the construction of the Bridge shall be done in substantial conformity with and shall be governed by the Plan, which Plan is hereby agreed to and approved.

Section 3. The City shall not do any part of the physical work in connection with or required by the construction of the Bridge, either work of new construction or the alteration and/or relocation of existing facilities of the City or others, nor shall the City pay or be under obligation to pay any part of the entire cost and expense of such physical work; but all of such physical work shall be done, and the entire cost and expense thereof shall be borne, by the Authority, and others; provided, however, that nothing herein contained shall require the Authority to pay or reimburse to the City all or any part of the cost to the City of designing and/or specifying any part of the work which the City may, by agreement with the Authority, design and/or specify, or all or any part of the cost to the City of supplying such consultation as to, and maintaining such engineering and technical supervision and inspection of the work, or any part thereof, as the City may, by agreement with the Authority, supply and maintain.

Section 4. The City will, upon request of the Authority, effectively demand of each public service company, whose property and/or facilities are located within the area described in Section 1 hereof, and/or are otherwise affected by said construction or by the Bridge, at its own expense, to make all necessary adjustments, repairs, relocations and connections to existing facilities and to install all necessary new facilities and connections prior to or during said construction; and the City will give and serve all notices to every such public service company, and take, institute, in-

tervene in, prosecute and/or defend all such proceedings as may be necessary or desirable to accomplish such ends. Any such notice given, action taken, proceeding, intervention, prosecution and/or defense, whether or not made or done in the City's name, shall be under the direction of the Authority, which shall have the right to control the same from its inception to its conclusion, and shall be made and done at the Authority's cost and expense, except that, as to all matters within the territorial limits of the City relating to and/or arising out of the construction of said Bridge, the City will cooperate with the Authority, and the Authority shall be under no obligation to pay or reimburse the City for any such cooperation. Any moneys received from any source whatever, as benefits assessed by reason or on account of said construction and/or the Bridge, or as voluntary or enforced contributions toward the cost of the same, or otherwise howsoever, whether received by the City or by the Authority, shall be for the use of the Authority, to be applied to its proper corporate purposes, and, if received by the City, will forthwith upon such receipt be paid over by the City to the Authority.

Section 5. Any work done by the Authority or its contractors affecting or tending to affect the security, serviceability or permanence of the City's water lines and other facilities shall be under the direction and supervision of the City, and in case any loss or damage shall be occasioned to the City by reason of said work, the Authority or its contractors shall reimburse the City therefor. After the work is completed and the Bridge opened for traffic, the protection of the City's interests and other facilities shall be at its own cost and expense.

Section 6. Upon the completion of the construction of the Bridge, the Authority shall have jurisdiction and control over the same, and all the right, title and interest therein, and shall be under obligation to maintain and repair the same, which jurisdiction and control, right title and interest, and obligation to maintain and repair shall extend to the limits of said Bridge, including its approaches,

as shown on the Plan, and shall continue so long as the Authority, under the provisions of its organic law, shall continue to operate and maintain said Bridge, and until the Authority shall, pursuant to the provisions of said law, convey and transfer said Bridge to the County of Allegheny. Without limiting the generality of the foregoing language, the jurisdiction and control above referred to as being in the Authority, its right, title and interest, and its obligation to maintain and repair, shall be understood as conferring and imposing upon the Authority the right and duty at its own expense to maintain the necessary traffic control on said Bridge and its approaches, and to provide the necessary illumination thereof, and to save the City harmless in respect to either of said subjects. The Authority shall have the right at any time to arrange for the maintenance, repair, traffic control and illumination of said Bridge and approaches as hereinbefore provided by agreement with others, or in any way or ways that will not impose any cost upon the City.

Section 7. The Authority will indemnify the City and save it harmless from any and all claims, actions or demands arising out of, from or in connection with the construction of the Bridge as indicated on the Plan.

Section 8. The City shall have the right at any time to enter upon any streets, highways or property affected by the construction and location of said Bridge for the purpose of constructing, replacing, repairing or altering any sewers, water lines, or other sub-surface facilities of the City, at its own expense, and of restoring the same to the condition existing before said entry; provided, however, that in doing the work, it shall be done in the manner approved by the Authority which will cause minimum interference with the flow of traffic over or on said Bridge, or to impair in any way the said Bridge and its supporting structures, and said work shall be done under permits issued by the Authority and shall be subject to its control, inspection and supervision.

Section 9. This Ordinance is to be understood as being ancillary to and

required by the terms of a certain Loan Agreement entered into between the Authority and the United States of America dated as of August 1, 1934, (a copy of which Loan Agreement, as executed by the Authority and on behalf of the United States of America, is on file in the office of the City Clerk), and as being in its form, content and enactment subject to the approval of the United States of America; and its enactment by the City as and for the act of the City is to be understood as being one of the inducements to the United States of America to perform said Loan Agreement, and to purchase the Bonds and make the Grant thereby contemplated.

Section 10. Collection of tolls in connection with the Highland Park Toll Bridge shall be limited to traffic using the Bridge, and shall be at rates subject to the continued approval of the United States and/or the Trustee under the Trust Indenture contemplated by the Loan Agreement between the Authority and the United States.

Section 11. Upon payment of all debts and obligations of the Authority incurred in respect of the Improvements now included in the Loan Agreement between the Government of the United States and the Authority, including bonds, the collection of tolls at the Highland Park Toll Bridge shall cease and determine, and the Bridge shall thereafter be free of tolls.

Section 12. The consent hereinabove by Section 1 hereof granted shall be ineffective for all purposes unless within sixty (60) days after the passage and approval of this Ordinance, Allegheny County Authority shall file with the City Clerk its certificate of acceptance of the provisions hereof, authorized and executed by its proper officers over its official seal, and unless the construction of the Improvement shall be commenced within one (1) year from date of the final passage and approval of this Ordinance.

Section 13. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 14, 1935.

Pittsburgh, October 26, 1935.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on October 15, 1935, and that the Mayor failed to approve or disapprove the same, or to return it to Council within ten (10) days from said date, whereupon it became a law without his approval under the provisions of the Act of Assembly in such case made and provided.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 616.

No. 300

AN ORDINANCE —Authorizing and the issuance of a warrant in payment for emergency services and work done without previous authority of Law, by George H. Soffel Company, in the sum of One Hundred Eighty Eight and 53/100 (\$188.53) Dollars,

WHEREAS, George H. Soffel Company furnished labor and material for the repair of water line, which supplies the Tuberculosis Camp, at the Pittsburgh City Home and Hospitals, Mayview, Pennsylvania, without contract, and,

WHEREAS, under the provisions of the Act of May 23rd, 1874, known as the "Wallace Act" the City of Pittsburgh is authorized to direct the payment of any claim against the City without previous authority of Law where the City has recieved the benefit of the same, Now threfore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of George H. Soffel Company, in the sum of One Hundred Eighty Eight and 53/100 (\$188.53) Dollars, in payment for the labor and material furnished in repairing water*

line which supplied the Tuberculosis Camp, at the Pittsburgh City Home and Hospitals, Mayview, Pennsylvania, and charge same to Code Account 1335, Repairs, Pittsburgh City Home and Hospitals, Mayview, Pennsylvania.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 28, 1935.

Approved November 1, 1935.

Ordinance Book 46, Page 619.

No. 301

AN ORDINANCE —Providing for the letting of a contract or contracts for the furnishing of traffic equipment for the Bureau of Traffic Planning, Department of Public Safety.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be, and they are hereby authorized, empowered and directed to advertise for proposals, and to let a contract or contracts to the lowest responsible bidder or bidders for furnishing traffic equipment for the Bureau of Traffic Planning, Department of Public Safety, in accordance with an Act of Assembly entitled "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D., 1901 and the several supplements and amendments thereto, and the ordinances of City Council in such cases made and provided, the cost thereof not to exceed the sum of \$2500.00, and to be charged to and payable from Code Account No. 1496, Item "F", Equipment.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 28, 1935.

Approved November 1, 1935.

Ordinance Book 46, Page 620.

No. 302

AN ORDINANCE —Providing for the letting of a contract for the furnishing of a new Power Line for the Coal Mine at the Pittsburgh City Home and Hospitals, Mayview, Pa., and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract for the furnishing of a new Power Line for the Coal Mine at the Pittsburgh City Home and Hospitals, Mayview, Pa., at a cost not to exceed the sum of Sixteen Hundred (\$1600.00) Dollars, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1356-F Equipment, Department of Public Welfare.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 28, 1935.

Approved November 1, 1935.

Ordinance Book 46, Page 620.

No. 303

AN ORDINANCE Providing for the letting of a contract or contracts for the furnishing and delivery

of Tables and Chairs for the Pittsburgh City Home and Hospitals, Mayview, Pa., and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* The Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of Tables and Chairs for the City Home and Hospitals at a cost not to exceed the sum of Twelve Hundred and Fifty (\$1250.00) Dollars, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable as follows:

From Code Account No. 1337-F

Equipment the sum of \$400.00

and from Bond Issue No. 124-

A, the sum of \$850.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 28, 1935

Approved November 1, 1935.

Ordinance Book No. 46, Page 621.

No. 304

AN ORDINANCE —Vacating Jason way from Paw Paw way south-eastwardly for the distance of 254.77 feet; Paw Paw way, from Glenwood avenue to Penrose street; Penrose street, from Mansion street to the first angle southeastwardly therefrom, and Rosebud street from Johnston avenue southwardly for the distance of 110.00 feet, as laid out and dedicated in a "Plan of Streets in Blair Athole".

WHEREAS, the Board of Public Education and the City of Pittsburgh own all the property or abutting upon the streets and ways to be vacated, and

WHEREAS, the Board of Public Education to erect a new school building over parts of Jason and Paw Paw ways, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Jason way from Paw Paw way southeastwardly for the distance of 254.77 feet; Paw Paw way from Glenwood avenue to Penrose street from Mansion street to the first angle southeastwardly therefrom and Rosebud street from Johnston avenue southwardly for the distance of 110.00 feet as they were laid out and dedicated in a "Plan of Streets in Blair Athole" approved by the City Recorder September 13, 1901 and as hereinafter more fully described shall be and the same are hereby vacated.

JASON WAY: Beginning at the intersection of the southerly line of Paw Paw way with the easterly line of Jason way; thence south 29° 55' east 254.72 feet to a point; thence south 60° 05' west 20.00 feet to the westerly line of Jason way; thence north 29° 55' west 254.77 feet to Paw Paw way; thence north 60° 13' east 20.00 feet to the place of beginning.

PAW PAW WAY: Beginning at the intersection of the easterly line of Glenwood avenue with the northerly line of Paw Paw way; thence north 60° 13' east 230.00 feet to the westerly line of Penrose street; thence south 29° 55' east 20.00 feet to the southerly line of Paw Paw way; thence south 60° 13' west 230.00 feet to the easterly line of Glenwood avenue; thence north 29° 55' west 20.00 feet to the place of beginning.

ROSEBUD STREET: Beginning at the intersection of the southwesterly line of Johnston avenue with the southeasterly line of Rosebud street; thence south 29° 38' west 110.00 feet to a point; thence north 60° 22' west 50.00 feet to the northwesterly line of

Rosebud street; thence north 29° 38' east 110.00 feet to the southwesterly line of Johnston avenue; thence south 60° 22' east 50.00 feet to the place of beginning.

PENROSE STREET: Beginning at the intersection of the southerly line of Mansion street with the easterly line of Penrose street; thence south 29° 55' east 491.39 feet to a point; thence south 30° 00' west 57.78 feet to an angle point on the westerly line of Penrose street; thence north 29° 55' west 520.47 feet to the southerly line of Mansion street; thence north 60° 13' east 50.00 feet to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 28, 1935.

Approved November 1, 1935.

Ordinance Book 46, Page 622.

No. 305

AN ORDINANCE —Authorizing and directing the construction of a public sewer on OTTIS WAY from a point about 170 feet west of Acorn street to the existing sewer on Acorn street, including, as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on OTTIS WAY from a point about 170 feet west of Acorn street to the existing sewer on Acorn street, including, as may be necessary, the excavation of exploratory test holes, Commencing on OTTIS WAY from a point 170 feet west of Acorn street and thence

eastwardly along OTTIS WAY to the existing sewer on Acorn street. Said sewer to be terra cotta pipe and fifteen (15") inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract prices not to exceed the total sum of ONE THOUSAND (\$1,000.00) DOLLARS which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 28, 1935.

Approved November 1, 1935.

Ordinance Book 46, Page 623.

No. 306

AN ORDINANCE—MAKING an appropriation for the purpose of providing food, clothing, fuel, shelter, shoes and shoe repairs, light, oil, oil lamps and electric light, heat, drugs for District Physicians, filling of prescriptions, eye glasses, cod liver oil, medical appliances, hospitalization for acute illnesses, car-fare to provide transportation to ambulatory cases at-

tending clinics, stoves and stove parts, mattresses, household furniture, repairs to houses, burials for and and otherwise assisting residents of the City of Pittsburgh, who are without adequate means of support.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That for the purpose of providing food, clothing, fuel, shelter, shoes and shoe repairs, light, oil, oil lamps and electric light, heat, drugs for District Physicians, filling of prescriptions, eye glasses, cod liver oil, medical appliances, hospitalization for acute illnesses, carfare to provide transportation to ambulatory cases attending clinics, stoves and stove parts, mattresses household furniture, repairs to houses burials for and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support the sum of \$500,000.00 be and the same is hereby appropriated from Bond Fund No. 126.

Said money shall be disbursed under the direction and supervision of the Director of the Department of Public Welfare of the City of Pittsburgh, the Mayor be and he is hereby authorized to issue and the City Controller to countersign warrants for payments authorized for the above purposes.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 21, 1935.

Pittsburgh, November 2, 1935.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on October 22, 1935, and that the Mayor failed to approve or disapprove the same, or to return it to Council within ten (10) days from said date, whereupon it became a law without his approval under the provisions of the Act of Assembly in such case made and provided.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 623.

No. 307

AN ORDINANCE —Providing for the letting of a contract or contracts for the furnishing of Periodicals and Magazines for the Carnegie Free Library of Allegheny during the year 1936, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies be authorized to advertise for bids and to award a contract or contracts for the furnishing of Periodicals and Magazines for the Carnegie Free Library of Allegheny during the year 1936, at a cost not to exceed the sum of TWENTY-FIVE HUNDRED (\$2500.00) DOLLARS, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1153,

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 4, 1935.

Approved November 9, 1935.

Ordinance Book 46, Page 624.

No. 308

AN ORDINANCE —Providing for the letting of a contract or contracts for the furnishing of Bed Spreads and Blankets for the Pittsburgh City Home and Hospitals at Mayview, Pa., and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and*

enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing of 20 dozen (more or less) Bed Spreads and 500 (more or less) Blankets for the Pittsburgh City Home and Hospitals at Mayview, Pa., at a cost not to exceed the sum of TWENTY-TWO HUNDRED FORTY (\$2240) DOLLARS, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1337-F Equipment, Department of Public Welfare.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 4, 1935.

Approved November 9, 1935.

Ordinance Book 46, Page 625.

No. 309

AN ORDINANCE —Amending the amount of \$1,800.00 the estimated cost of the contract of Schwartz Electric Company, Controller's Contract No. 5285, for electrical repairs during the year 1935 in the Department of Public Works, which was amended by Ordinance No. 125, approved May 4, 1935, reading \$3,400.00, to now read \$4,400.00 and authorizing payment of the additional amount of \$1,000.00 from funds appropriated for repairs in the various code accounts in the Department of Public Works for the fiscal year 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

Controller's Contract No. 5285, Schwartz Electric Company, in accordance with the provisions of Ordinance No. 334, approved December 4th, 1934, for electrical repairs in the Department of Public Works, in the amount of \$1,800.00 for the fiscal year 1935, which was amended by Ordinance No. 125, approved May 4, 1935, reading \$3,400.00, shall be amended to now read \$4,400.00.

Section 2. That the additional amount of \$1,000.00 be made payable from funds appropriated during the year 1935 for repairs in various code accounts in the Department of Public Works, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the cost thereof.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 4, 1935.

Approved November 9, 1935.

Ordinance Book 46, Page 625.

No. 310

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of the existing fifteen inch Terra Cotta pipe sewer on Portman Avenue from a point about 180 feet south of Wabana street to a point about 575 feet south of Wabana street, including, as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of ONE THOUSAND EIGHT HUNDRED (\$1,800) DOLLARS for the payment of the cost of said work, and TWO HUNDRED (\$200.00) Dollars for the payment of engineering expenses including salaries, wages and miscellaneous services in the Department of Public Works in the aggregate to TWO THOUSAND (\$2,000.00) DOLLARS from Bond Fund No. 122, General Improvement Bonds—1934.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the reconstruction of the existing fifteen inch Terra Cotta pipe sewer on Portman Avenue from a point about 180 feet south of Wabana street to a point about 575 feet south of Wabana street, including, as may be necessary, the excavation of exploratory test holes.

Commencing at the existing sewer on Portman Avenue at a point about 180 feet south of Wabana street, thence southwardly along Portman Avenue to the existing sewer at a point about 575 feet south of Wabana street. Said sewer to be Terra Cotta pipe and fifteen inches in diameter.

Section 2. That for the payment of the cost of said reconstruction the sum of One Thousand Eight Hundred (\$1,800.00) Dollars, or so much thereof as may be necessary, and for the payment of engineering expenses including salaries, wages and miscellaneous services in the Department of Public Works in the sum of Two Hundred (\$200.00) Dollars, or so much thereof as may be necessary, amounting in the aggregate to Two Thousand (\$2,000.00) Dollars shall be and the same is hereby set apart and appropriated from Bond Fund No. 122, General Improvement Bonds—1934, and the Mayor be and he is hereby directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 4, 1935.

Approved November 9, 1935.

Ordinance Book 46, Page 626.

No. 311

AN ORDINANCE —Amending an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, by changing the Zone Map, Sheet Z - O - O, so as to change from a "B" Residence Use and Second Area District to a Commercial Use and Third Area District all that certain property bounded by Southern avenue, Wyoming street, Greenbush street and the present Commercial Use District.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That an Ordinance entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals; and imposing penalties," approved August 9, 1923, and recorded in Ordinance Book, Vol. 34, page 556, shall be and the same is hereby amended by changing the Zone Map, Sheet Z - O - O, so as to change from a "B" Residence Use (U5) and Second Area (A-2) District to a Commercial Use (U-3) and Third Area (A-3) District all that certain property bounded by Southern

avenue, Wyoming street, Greenbush street and the present Commercial Use District.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 4, 1935.

Approved November 9, 1935.

Ordinance Book 46, Page 627.

No. 312

AN ORDINANCE —Granting unto John G. Fencak the right and privilege to construct, maintain, use and operate a cellar door entrance 4 x 5 feet, adjoining his property at No. 3242 Brighton road, in the 27th Ward, City of Pittsburgh, Penna., said cellar door entrance being located 29.50 feet southwardly from the southerly line of Woods Run avenue and 4.00 feet therefrom.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That John G. Fencak in the 27th Ward of the City of Pittsburgh, Penna., is hereby given the right, privilege and authority to construct, maintain, use and operate at his own cost and expense, a cellar door entrance adjoining his property at 3242 Brighton road in the 27th Ward of the City of Pittsburgh, Penna., and located as follows to wit:

Beginning at a point on the easterly line of Brighton road 29.50 feet southwardly from the southerly line of Woods Run avenue, thence extending southwardly along the easterly line of Brighton road 4.00 feet to a point, thence deflecting to the right 90° and in a westerly direction a distance of 5.00 feet to a point, thence deflecting to the right 90° and in a northerly direction a distance of 4.00 feet to a point, thence deflecting to the right 90° and in a easterly direction to a distance of 5.00 feet to the easterly line of Brighton road, the

place of beginning. Said cellar door to be constructed according to the provisions of this Ordinance and in accord with the plan identified as proposed cellar door for John G. Fencak, at 3242 Brighton road, 27th Ward, City of Pittsburgh, Penna., said plan being filed in the office of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, City of Pittsburgh, Penna., and known as Accession Number B-434.

Section 2. Prior to the beginning the construction of said cellar door entrance John G. Fencak shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans in triplicate, showing the location and all details for the construction of the cellar door entrance and shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over city streets, and also to Ordinances of the City of Pittsburgh relating thereto and to the provisions of any general Ordinances, which have been or may hereafter be passed relating to the construction, maintenance and use of cellar door entrances on City streets and compensation for same.

Section 4. John G. Fencak shall bear the full cost and expense of the repaving and repair of any street pavement damaged, repair of sewers, water lines, and other surface and subsurface structures, which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said cellar door entrance, all of the work including the repaving or repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted

upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said cellar door entrance upon giving to John G. Fencak at least six (6) months written notice from the proper officers of the City pursuant to a resolution or ordinance of Council to John G. Fencak, and that the said John G. Fencak, when so notified, shall, at or before the expiration of the said six months, remove the said cellar door entrance and replace the street in its original condition at his own expense.

Section 6. John G. Fencak shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and subsurface structures, therein caused by or arising out of the construction, maintenance, use and operation of said cellar door entrance, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the conditions that this ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor of the City of Pittsburgh, John G. Fencak shall file with the proper officers of the City of Pittsburgh his certificate of acceptance, accepting the provisions of this Ordinance.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 4, 1935.

Approved November 9, 1935.

Ordinance Book 46, Page 628.

No. 313

AN ORDINANCE — to amend Section 2 of Ordinance No. 335 entitled, "An Ordinance regulating the use and operation of vehicles on the

streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by adding thereto certain designated paragraphs further regulating the use and operation of vehicles on the streets of the City of Pittsburgh, supplementing certain designated paragraphs of Section 2 and of Section 3 of said Ordinance by adding designated streets thereto, and repealing portions of certain designated paragraphs of Section 2 by eliminating certain designated streets therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 2 of Ordinance No. 335 entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, shall be and the same is hereby further amended by adding thereto the following paragraphs:

(jj) Traffic westbound on Second avenue is prohibited from proceeding across Grant street and entering the Boulevard of the Allies between the hours of 8:00 A. M. and 9:30 A. M., daily except Sunday.

(rr) Solid tired trucks are prohibited from using the following streets at any time:

Main street between Penn avenue and Butler street.

Fisk street between Penn avenue and Butler street.

Forty-second street between Penn avenue and Butler street.

Forty-fourth street between Penn avenue and Butler street.

Forty-fifth street between Penn avenue and Butler street.

(tt) Upon the following streets or portions of streets, no driver of a vehicle shall per-

mit it to remain standing for a longer time than two (2) hours between the hours of 8:00 A. M. and 6:00 P. M., daily except Sunday:

East Diamond street between Ohio street and North Diamond street, westerly side.

North Diamond street between East Diamond street and West Diamond street, southerly side.

West Diamond street between North Diamond street and South Diamond street, easterly side.

South Diamond street between West Diamond street and Federal street, northerly side.

Federal street between River avenue and Lacock street, both sides.

Ohio street between West Diamond street and Sherman avenue, both sides.

Stockton avenue between Sandusky street and Federal street, southerly side.

(uu) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than two (2) hours between the hours of 9:30 A. M. and 4:30 P. M., daily except Sunday:

Federal street between North avenue and Lacock street, both sides.

Ohio street between West Diamond street and Cedar avenue, both sides.

Fifth avenue between Bigelow boulevard and Bellefield avenue, both sides.

(vv) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than one (1) hour between the hours of 6:00 P. M. and 11:00 P. M., daily except Sunday:

Brownsville road between

Bausman street and Mathews avenue, westerly side.

- (ww) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than one (1) hour between the hours of 9:30 A. M. and 6:00 P. M., daily except Saturday and Sunday, and between 9:30 A. M. and 10:00 P. M. on Saturday only:

Homewood avenue between Frankstown avenue and Susquehanna street, both sides.

- (xx) Between the hours of 4:00 P. M. and 6:00 P. M., daily except Sunday the following left turns are prohibited:

From the south on Heinz street to the west on East Ohio street.

Section 2. That paragraph (b) of Section 2 of said Ordinance, which paragraph (b) has the following heading:

- "(b) Upon the following streets or portions of streets in the Congested Area, no driver of a vehicle shall permit it to remain standing for a longer time than one (1) hour between the hours of 9:30 A. M. and 6:00 P. M. daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Penn avenue between Eleventh and Fourteenth streets, northerly side.

Section 3. That paragraph (e) of Section 2 of said Ordinance, which paragraph (e) has the following heading.

- "(e) The following streets or portions of streets in the Congested Area are hereby designated as 'Class AA' streets, upon which no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons

or deliver or load merchandise then in readiness for immediate removal, between the hours of 8:00 A. M. and 6:00 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Ferry street between the Boulevard of the Allies and Fourth avenue, westerly side.

Penn avenue between Ninth street and Garrison way, northerly side.

Seventh avenue between William Penn place and Grant street, northerly side.

Short street between Water street and the Boulevard of the Allies, easterly side.

Shingiss street between Forbes and Locust streets, easterly side.

Tenth street between Duquesene way and Liberty avenue, westerly side.

Section 4. That paragraph (h) of Section 2 of said Ordinance, which paragraph (h) has the following heading:

- "(h) The following streets or portions of streets are Class C streets, upon which traffic will be permitted in only one direction as designated,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Allen street between Warrington avenue and Industry street, northbound.

Alpine street between Arch and Monterey streets, westbound.

Amanda avenue between Bausman and Charles streets, northbound.

Bedford Square to the right around the South Side Market House.

Carnegie Place between Penn avenue and Reynolds street, southbound.

Charcot street between Eleanor and Clover streets, eastbound.

Chessy Way between Tioga and Tacoma streets, northbound.

Coffee Way between Sixth avenue and Strawberry way, northbound.

Eleanor street between Arlington avenue and Charcot street, southbound.

Elmore street between Centre and Wylie avenues, northbound.

Erin street between Centre and Wylie avenues, southbound.

Emlin way between James street and Madison avenue, eastbound.

Enterprise street between Frankstown and Hamilton avenues, northbound.

Evans way between Duquense way and Liberty avenue, southbound.

Fifth avenue between Liberty and Penn avenues, northbound.

Franklin road between No. 3920 Perrysville avenue at Bonvue street and No. 4160 Perrysville avenue (Perry Highway), northbound.

Gironde street between Blevins and Nixon streets, northbound.

Hollace street between Wylie and Webster avenues, northbound.

Madison avenue between Phineas and Ohio streets, southbound.

Market street between Liberty avenue and Water street, southbound.

McNary way between Reddour and Arch streets, westbound.

Onelda place between Plymouth and Onelda streets, eastbound.

O'Neill way between Seventh avenue and Strawberry way, northbound.

Susquehanna street between Homewood and Braddock avenues, eastbound.

Tioga street between Braddock and Homewood avenues, westbound.

Twentieth street between Penn and Liberty avenues, southbound.

Virgin way between Cedar avenue and Lockhart street, westbound.

Walter street between Warrington avenue and Industry street, southbound.

Winthrop street between Craig and Dithridge streets, westbound.

and that a portion of said paragraph (h) shall be and is hereby repealed by eliminating therefrom the following:

St. Clair street between Penn avenue and Rural street, northbound.

Section 5. That paragraph (m) of Section 2 of said Ordinance, which paragraph (m) has the following heading:

"(m) The following streets or portions of streets outside the Congested Area are hereby designated as Class AA streets upon which no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 8:00 A. M. and 6:30 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Denniston avenue between Penn avenue and Marchand street, southerly side.

South Diamond street between Federal and East Diamond streets, southerly side.

East Diamond street between South Diamond and North Diamond streets, easterly side.

North Diamond street between East Diamond and

west Diamond streets, northerly side.

West Diamond street between North Diamond and South Diamond streets, westerly side.

Forbes street between Brady street and a point 250 feet east thereof, southerly side.

Fourteenth street between Pike street and Liberty avenue, westerly side.

Luther street between Aurlia and Landwehr streets, northerly side.

Montgomery avenue between Federal and East Diamond streets, southerly side.

McKean street between south second and south third streets, both sides.

Park way between Federal and Sandusky streets, southerly side.

River avenue between Federal street and a point 65 feet east of Range way, northerly side.

St. Clair street between Baum Boulevard and Friendship avenue, westerly side.

Twenty-fourth street between Penn avenue and Smallman street, easterly side.

South Twenty-second street between Haran and Edwards ways, west side.

Section 6. That paragraph (r) of Section 2 of said Ordinance, which paragraph (r) has the following heading:

"(r) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal; this regulation is to be in effect twenty-four (24) hours each day, including Sunday,"

shall be and the same is hereby fur-

ther supplemented by adding at the end thereof the following:

Arlington avenue between Cologne and Clover streets, northerly side.

Atwood street between Forbes street and a point 130 feet south thereof, westerly side.

Bigelow boulevard between Seventh and Herron avenues, both sides.

Boyle street between North avenue and Parkhurst street, east side.

Duquesne way between Seventh and Tenth streets, northerly side.

Duquesne way between tenth and Eleventh streets, both sides.

Eighth street between Duquesne way and Penn avenue, westerly side.

Erie street between Union and Sherman avenues, both sides.

Eva street between Euclid avenue and Beatty street, southerly side.

Frew street between Tech street and the dead end of Frew street, northerly side.

Gordon way between Lynn way and McPherson boulevard, easterly side.

Grandview avenue between Plymouth and Oneida streets, southerly side.

Harvard street between Sheridan and Negley avenues, northerly side.

Liberty avenue between Fifth avenue and Barkers way, northerly side.

Liberty avenue between Fifth avenue and Oliver avenue, southerly side.

Lockhart street between Chestnut and Ohio streets, southerly side.

Lynn way between Gordon way and Murtland avenue, southerly side.

Madison avenue between Peralto and Ohio streets, westerly side.

Mawhinney street between Forbes street and Schenley park, westerly side.

Merritt avenue between Brownsville road and Bethesda street, northerly side.

Miller street between Centre avenue and Reed street, easterly side.

Oneida street between Grandview avenue and Ponka way, easterly side.

Pentland street between Bigelow boulevard and Strawberry way, westerly side.

Ross street between Diamond street and Fifth avenue, easterly side.

St. Clair street between Bowden and Bunkerhill streets, easterly side.

Semiclr street between East street and No. 3800 Perrysville avenue, right hand side inbound.

Shakespeare street between Houston street and Pennsylvania Railroad, both sides.

Strawberry way between Bigelow boulevard and Grant street, southerly side.

Walz street between Rhine and Homer streets, both sides.

Water street between Ross and Try streets, both sides.

and that portions of said paragraph (r) shall be and they are hereby repealed by eliminating therefrom the following:

Carson street between South Tenth and South Seventeenth streets, both sides.

Jacksonia sreet between Garfield street and Shields way, south side.

Manchester boulevard between Reedsdale street and Ridge avenue, both sides.

Second avenue between Try street and Tenth street bridge, south side.

Section 7. That paragraph (s) of Section 2 of said Ordinance, which paragraph (s) has the following heading:

"(s) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 8:00 A. M. to 9:30 A. M. and 4:30 P. M. to 6:00 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Federal street between North avenue and Lacock street, both sides.

Ohio street between West Diamond street and Cedar avenue, boh sides.

and that portions of said paragraph (s) shall be and they are hereby repealed by eliminating therefrom the following:

Carson street between South Second and South Seventh streets, both sides.

Carson street between South Twenty-fifth and South Twenty-seventh streets, southerly side.

Section 8. That a portion of paragraph (u) of Section 2 of said Ordinance, which paragraph (u) has the following heading:

"(u) Upon he following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 4:30 P.M. to 6:00 P.M. every day. Between the hours of 8:00 A. M. and 4:30 P. M., no driver of a vehicle shall permit it to remain standing for a longer time than one hour,"

shall be and the same is hereby repealed by eliminating therefrom the following:

Second avenue between Try street and the Tenth street bridge, northerly side.

Section 9. That paragraph (w) of Section 2 of said Ordinance, which paragraph (w) has the following heading:

"(w) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than one (1) hour between the hours of 8:00 A. M. and 6:00 P. M., daily except Sunday."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

East Park way between Federal and Sandusky streets, northerly side.

Section 10. That paragraph (ee) of Section 2 of said Ordinance, which paragraph (ee) has the following heading:

"(ee) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 6:00 A. M. and 6:00 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Sixteenth street between Pike street and Mulberry way, both sides.

Section 11. That paragraph (gg) of Section 2 of said Ordinance, which paragraph (gg) has the following heading:

"(gg) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or

discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 4:30 P. M. and 6:00 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Allegheny avenue between Ridge avenue and Franklin street, easterly side

Forbes street between Moultrie and Brady streets, southerly side.

Main street between Carson street and Nobletown road, westerly side.

Wabash avenue between Steuben and Neptune streets, easterly side.

West Liberty avenue between Saw Mill Run boulevard and City Line, westerly side.

Section 12. That paragraph (mm) of Section 2 of said Ordinance, which paragraph (mm) has the following heading:

"(mm) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 8:00 A. M. and 9:30 A. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Allegheny avenue between Ridge avenue and Franklin street, westerly side.

Carron street between Alder and Ravenna streets, easterly side.

Centre avenue between Euclid and Negley avenues, both sides.

Devonshire street between Centre avenue and Bayard street, both sides.

Harriett street between Roup and Graham streets, both sides.

Main street between Carson street and Nobletstown road, easterly side.

Negley avenue between Baum boulevard and Friendship avenue, both sides.

Roup street between Harriett street and Friendship avenue, both sides.

West Liberty avenue between Saw Mill Run boulevard and the City Line, easterly side.

Section 13. That paragraph (nn) of Section 2 of said Ordinance, which paragraph (nn) has the following heading:

"(nn) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than (1) hour between the hours of 9:30 A. M. and 6:00 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Brookline boulevard between Pioneer avenue and Queensboro street, both sides.

Fairmount street between Baum boulevard and Harriett street, easterly side.

Forbes street between Murray and Shady avenues, both sides.

Herron avenue between Wylie avenue and Milwaukee street, westerly side.

Murray avenue between Forbes street and Phillips avenue both sides.

Webster avenue between Elm street and Washington place, both sides.

Section 14. That paragraph (ss) of Section 2 of said Ordinance, which paragraph (ss) has the following heading:

"(ss) Upon the following streets or portions of streets, no

driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 3:30 P. M. and 5:00 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Carron street between Alder and Ravenna streets, easterly side.

Centre avenue between Euclid and Negley avenues, both sides.

Devonshire street between Centre avenue and Bayard street, both sides.

Harriett street between Roup and Graham streets, both sides.

Negley avenue between Baum boulevard and Friendship avenue, both sides.

Roup street between Harriett street and Friendship avenue, both sides.

Section 15. That paragraph (z) of Section 3 of said Ordinance, which paragraph (z) has the following heading:

"(z) Between the hours of 8:00 A. M. and 6:00 P. M., daily except Sundays, the following left turns are prohibited:"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

From the north on Sixth street to the east on Liberty avenue.

From the north on Highland avenue to the east on Huston street.

From the east on Fifth avenue to the south on Market street.

From the east on Liberty avenue to the south on Market street.

and that portions of said paragraph (z) shall be and they are hereby repealed by eliminating therefrom the following:

From southwest on Market street to southwest on Liberty avenue.

From northwest on Fifth avenue to northeast on Market street.

Section 16. That paragraph (bb) of Section 3 of said Ordinance, which paragraph (bb) has the following heading:

"(bb) Traffic is hereby prohibited from making the following turns; this regulation to be effective twenty-four (24) hours each day, Sundays included,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

From northeast on Bigelow boulevard to southeast on Washington place.

From southeast on Washington place to southwest on Bigelow boulevard.

From the east on Baum boulevard to the south on Negley avenue.

From west on Boulevard of the Allies to west on Bluff street.

From west on Bluff street to west on Boulevard of the Allies.

From west on Boulevard of the Allies to north on Gist street.

From west on Boulevard of the Allies to north on Van Brahm street.

From west on Boulevard of the Allies to north on Miltenberger street.

Section 17. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as affects this Ordinance.

Passed November 4, 1935.

Ordinance Book 46, Page 629.

Approved November 9, 1935.

No. 314

AN ORDINANCE —Amending a portion of Section 40, Department of Public Safety-Bureau of Fire, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935, and the several amendments thereof and supplements thereto.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the lines of Section 40, Department of Public Safety-Bureau of Fire, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935, which read as follows:

Two Senior Battalion Chiefs.....
..... \$3,750.00 each per annum

Ten Battalion Chiefs.....
..... 3,000.00 each per annum

shall be and the same are hereby amended to read:

Nine Battalion Chiefs.....
..... \$3,000.00 each per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 28, 1935.

Pittsburgh, November 12, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, this 12th day of November, 1935.

E. W. LINDSAY,
Clerk of Council.

Ordinance Book 46, Page 636.

No. 315

AN ORDINANCE —Amending Section 75, Bureau of Water, Heron Hill Pumping Station, of an ordi-

nance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved January 2, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 75 Bureau of Water, Herron Hill Pumping Station, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved January 2, 1935, which reads:

Chief Engineer \$2,750.00 per annum
Three First
Asst. Eng. 8.75 each per day
Three Firemen, 5.75 each per day
Boiler Tender 6.00 per day
Three Pumpmen 6.00 each per day
Laborers 4.00 each per day
shall be and the same is hereby amended to read as follows:

Chief Engineer \$2,750.00 per annum
Three First
Asst. Eng. 8.75 each per day
Laborers 4.00 each per day

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 21, 1935.

Pittsburgh, November 12th, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 12th day of November, 1935.

E. W. LINDSAY,
Clerk of Council.

Ordinance Book 46, Page 637.

No. 316

AN ORDINANCE —Authorizing and directing the City Controller to

employ the firm of Hosack, Specht, Coniff & Wood, Accountants and Auditors, to make an examination of records in order to establish the right of the City of Pittsburgh to refunds of Federal Taxes and providing for payment of services therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the City Controller is hereby authorized and directed to employ the firm of Hosack, Specht, Coniff & Wood, Accountants and Auditors, of Pittsburgh, Pa., to make an examination of records in order to establish the right of the City of Pittsburgh to refunds of Federal Taxes which may be due the City for the year 1935 and prior years.

Section 2. If, upon such examination being made, it shall disclose facts whereby the City shall secure refunds of any of said taxes, the said firm of Hosack, Specht, Coniff & Wood shall be paid (50%) per centum of the amount of such refund or refunds obtained by the City.

Section 3. All expenses incurred in making the aforesaid examination shall be borne by Hosack, Specht, Coniff & Wood, and no charge shall be made to or paid by the City for services except upon the terms outlined in Section 2.

Section 4. The said firm of Hosack, Specht, Coniff & Wood is hereby authorized to examine all necessary records of the City in order to secure the necessary data to make these refunds possible.

Section 5. The City Controller is hereby authorized to approve for payment bills rendered by the said firm of Hosack, Specht, Coniff & Wood under the terms of Sections 2 and 3.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 12, 1935.

Approved November 16, 1935.

Ordinance Book 46, Page 638.

No. 317

A N ORDINANCE—Authorizing and directing the construction of a public sewer on the north sidewalk of Fair Oaks street, from a point about 85 feet east of Bennington avenue to the existing sewer on the north sidewalk of Fair Oaks street, opposite Inverness avenue, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts, therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on the north sidewalk of Fair Oaks street, from a point about 85 feet east of Bennington avenue to the existing sewer on the north sidewalk of Fair Oaks street, opposite Inverness avenue, including as may be necessary the excavation of exploratory test holes.

Commencing on the north sidewalk of Fair Oaks street at a point about 85 feet east of Bennington avenue, thence eastwardly along the north sidewalk of Fair Oaks street to the existing sewer on the north sidewalk of Fair Oaks street, opposite Inverness avenue, said sewer to be Terra Cotta Pipe and 15" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of ONE THOUSAND (\$1,000.00) DOLLARS which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 12, 1935.

Approved November 16, 1935.

Ordinance Book, 46, Page 638.

No. 318

A N ORDINANCE—Authorizing and directing the construction of a public sewer on East sidewalk of Ordinance avenue, from a point about 170 ft. south of Louisiana avenue to existing sewer on south sidewalk of Louisiana avenue, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on East sidewalk of Ordinance avenue, from a point about 170 ft. south of Louisiana avenue to existing sewer on south sidewalk of Louisiana avenue, including as may be necessary, the excavation of exploratory test holes. Commencing on east sidewalk of Ordinance avenue to a point about 170 ft. south of Louisiana avenue; thence northwardly along east sidewalk of Ordinance avenue to the existing sewer on the south sidewalk of Louisiana avenue, said sewer being terra cotta pipe and 8" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Five Hundred (\$500.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 12, 1935.

Approved November 16, 1935.

Ordinance Book Vol. 46, Page 639.

No. 319

AN ORDINANCE — Authorizing and directing the construction of a public sewer on BRANDON ROAD, from a point about 135 feet east of Kleber street to the existing sewer on Kleber street, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted

by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a public sewer be constructed on BRANDON ROAD, from a point about 135 feet east of Kleber street to the existing sewer on Kleber street, including as may be necessary, the excavation of exploratory test holes

Commencing on Brandon road at a point about 135 feet east of Kleber street, thence westwardly along Brandon road to the existing sewer on Kleber street. Said sewer to be Terra Cotta Pipe and 12" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Six Hundred (\$600.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 12, 1935.

Approved November 16, 1935.

Ordinance Book, Vol. 46, Page 640.

No. 320

AN ORDINANCE — Supplementing Section 34, Mayview Coal Mine, of an Ordinance entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved January 2nd, 1935, and the various supplements thereto and amendments thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 34, Mayview Coal Mine, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved January 2nd, 1935, and the various supplements thereto and amendments thereof, shall be and is hereby supplemented by the addition, and increase in rates of the following operations, which agreement was made and entered into the 27th day of September 1935, between the Coal Control Association of Western Pennsylvania, and the United Mine Workers of America. The following rates are effective October 1st, 1935.

Skilled Labor	
inside mine	\$.786 Per hr.
Semi-skilled labor	
inside mine .....	.751 per hr.
Tracklayer .....	.786 per hr.
Two Drivers .....	.786 per hr.
Dump and Weighman..	.8125 per hr.

PICK MINING

When 12 inches of draw slate are handled — rate per ton .....	.89
Additional yardage in narrow work — rate per yard	1.35

PICK MINING DEAD WORK

Clay vein 6 to 12 inches, inclusive in thickness — rate per clay vein	2.97
Clay vein thicker than 12 inches, across place, rate per foot	2.97

Clay vein, at angle, while it continues — rate per yard per foot of thickness.....	.77
Spar, less than 6 inches — rate per spar	1.77
Spar, at angle, while it continues—rate per yard .....	.32
Ripping roof in entries —rate per yard .....	.204
Draw slate over 12 inches thick — rate per inch of thickness per lineal yard .....	.065

DEDUCTION

Charge for pick sharp- ening—rate per gross dollar of earnings....	.005
Explosives—per stick ..	at cost
Explosives—per cap	at cost
Lamp—per shift .....	.07

MACHINE MINING UNDER CUTTING WITH SHORT- WALL MACHINE

Under cutting in wide work—rate per ton...	.10
Under cutting in narrow work—rate per ton ..	.10
Additional yardage in narrow work — rate per ton .....	.204

MACHINE DEAD WORK FOR EITHER SHORTWALL OR TRACK- MOUNTED MACHINE

Clay vein, 6 to 12 inches, inclusive in thickness —rate per clay vein..	.420
Clay vein, thicker than 12 inches, across place, rate per foot..	.420
Clay vein, at angle, while it continues — rate per yard per foot of thickness of clay vein .....	.096
Spar, less than 6 inches thick—rate per spar..	.168
Spar, at angle, while it continues — rate per yard .....	.048
All places over 12 feet wide are to be paid for at the regular	

wide work tonnage
rate

HAND LOADING

Drilling by hand and
loading in wide work
when 12 inches of
draw slate are han-
dled—rate per ton68

Drilling by hand and
loading in narrow
work when 12 inches
of draw slate are
handled—rate per ton.. .68

Additional yardage in
narrow work — rate
per ton 599

HAND LOADING DEAD WORK

Clay vein, 6 to 12
inches, inclusive in
thickness, rate per
clay vein 1.642

Clay vein, thicker than
12 inches across place
—rate per foot 1.642

Clay vein, at angle,
while it continues —
rate per yard of
thickness of clay vein .420

Spar, less than 6 inches
thick — rate per spar .947

Spar, at angle, while it
continues — rate per
yard156

Draw Slate over 12
inches thick — rate
per inch of thickness
per lineal yard065

All places over 12 feet wide are to be
paid for at the regular wide work
tonnage rates.

Timber cross bar 6x6x12 .825

Recovery post06

Miners and cutters
when engaged upon
the following work to
be paid on an hourly
basis of 786 per hr.

Drilling test holes in coal to locate
any dangers specified by the Mine
Foreman.

Loading falls in room or other
working places.

Bad roof or any other dangerous
condition existing such as horseback,
rolls, or faults that have to be taken

down for safe working conditions to
the miner.

Rolls in the bottom or floor where
the miner has to dig or shoot in order
to lay his road. The City shall pro-
vide Powder.

Where a miner has to bail water in
his working place.

Drawing room or entry pillars
where loose roof, slate and timbering
has to be done before being cut by
machine.

Making shelter holes.

When machine cutters have to make
their own repairs to their machine.

When a cutter in cutting a place
comes in contact with a roll and time
is lost.

Section 2. That any Ordinance or
part of Ordinance, conflicting with the
provisions of this Ordinance, be and
the same is hereby repealed, so far
as the same affects this Ordinance.

Passed November 4, 1935.

Pittsburgh, November 18, 1935.

I do hereby certify that the forego-
ing ordinance, duly engrossed and cer-
tified was delivered by me to the
Mayor for his approval or disapproval
on November 6, 1935, and that the
Mayor failed to approve or disapprove
the same, or to return it to Council
within ten (10) days from said date,
whereupon it became a law without
his approval under the provisions of
the Acts of Assembly in such case
made and provided.

ROBT. CLARK.

Clerk of Council.

Ordinance Book, 46, Page 641.

No. 321

AN ORDINANCE — Regulating the
construction, equipment, main-
tenance, operation and inspection of
elevators; providing for the issuing
of permits, and inspection certificates
therefor; fixing fees for the said per-
mits and certificates; granting certain
authority and imposing certain duties
upon the Superintendent of the Bu-
reau of Building Inspection and In-
spectors in the employ of the said Bu-

reau; and providing penalties for violation of the provisions of this ordinance.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from and after the approval of this ordinance the following provisions regulating elevators shall be in full force and affect.*

Section 2.

SCOPE OF ORDINANCE

(1) **SHORT TITLE.** This ordinance shall be known as the Elevator Regulations.

(2) **MATTER COVERED.** Construction, equipment, alteration, maintenance, operation and inspection of elevators; issuance of elevator permits, and inspection certificates; fees for such permits and certificates; enforcement of the provisions of this ordinance and of rules and regulations provided therein; and penalties for violation of the provisions of this ordinance.

Section 3.

DEFINITIONS

ELEVATOR. The word, elevator, as used in this ordinance, shall mean any passenger elevator, escalator, electric stairway, freight elevator, sidewalk elevator, dumbwaiter, stage elevator, orchestra elevator, organ console elevator, building hoist, or other lifting or lowering device and shall mean also any machinery, construction apparatus or equipment used in raising and lowering a car, cage or platform.

INSURED ELEVATOR. The term, insured elevator, shall mean any elevator insured against loss from accident by a company authorized to insure elevators in the Commonwealth of Pennsylvania.

AUTHORIZED INSPECTOR. The term, authorized inspector, shall mean any employee of the Bureau of Building Inspection who has qualified as an elevator inspector or any employee of an insurance company who holds a certificate of competency and a com-

mission from the Pennsylvania Department of Labor and Industry authorizing inspection of elevators.

Section 4.

PERMITS AND CERTIFICATES

(1) ELEVATOR PERMITS.

(a) **APPLICATION.** The applicant for a permit to install or alter an elevator shall make application to the Bureau of Building Inspection setting forth the names and addresses of the owner and the contractor and describing the work to be done.

(b) **PLANS AND SPECIFICATIONS REQUIRED.** He shall file with the application two sets of blue prints of the detailed plans and specifications of the said elevator.

(c) **ISSUANCE.** Upon compliance by the applicant with all provisions of this ordinance and of the rules and regulations therein provided for and the payment of the fee therein stipulated, the Superintendent of the Bureau of Building Inspection may issue an elevator permit.

(d) **DURATION.** If the work authorized by an elevator permit has not been started within (6) months after the date of issuance, the said permit shall become null and void.

(2) INSPECTION CERTIFICATES.

(a) **APPLICATION.** It shall be the duty of the owner or user of any uninsured elevator, other than a building hoist or a dumbwaiter, to apply for and receive annually from the Bureau of Building Inspection an Inspection Certificate which shall authorize the minimum number of inspections required by this ordinance to be made by an inspector in the employ of the Bureau of Building Inspection. An Inspection Certificate shall be applied for by the owner or user of an uninsured elevator prior to October 1st.

(b) **DURATION.** An Inspection Certificate shall cover the period from October 1st of a given year to September 30th of the following year.

Section 5.

TEMPORARY OPERATION

If, in the judgment of the Bureau of Building Inspection, an elevator under construction is considered safe for temporary use, the Superintendent of the Bureau of Building Inspection may authorize the erection of a temporary cab on such elevator and may give permission to operate the said elevator.

Section 6.

GENERAL REQUIREMENT

Every elevator shall be so constructed, equipped, maintained and operated with respect to the supporting members, elevator car, shaftway, guides, cables, doors and gates, safety stops and mechanisms, locking mechanisms, electrical apparatus and wiring, mechanical apparatus, counterweights and all other apparatus as to safely sustain the load which the said elevator is designed and intended to carry.

Section 7.

RULES AND REGULATIONS

To carry out the provisions and the intent and purpose of this ordinance, the Superintendent of the Bureau of Building Inspection, with the approval of the Director of the Department of Public Safety, shall have the power to adopt, make, alter, amend or repeal rules and regulations for the construction, installation, maintenance, operation and inspection of elevators used or destined for use in the City of Pittsburgh and to make specifications for the construction and equipment of such elevators. No elevator shall be permitted to be installed and used in the City of Pittsburgh if the same does not comply with the rules and regulations herein provided for.

In adopting rules and regulations, the Superintendent shall be guided by the Regulations for Elevators, Escalators, Dumbwaiters and Hoists of the Department of Labor and Industry of the Commonwealth of Pennsylvania and shall make no changes or amendments which may conflict with any rules or regulations adopted or to be

adopted by the said Department of Labor and Industry.

Section 8.

INSPECTION.

(1) FREQUENCY OF INSPECTION. It shall be the duty of the owner or user of an elevator to have the same inspected by an authorized inspector according to the following schedule:

Passenger Elevator—At least four times in every twelve months.

Freight Elevator—At least twice in every twelve months.

Side Elevator, Escalator or Electric Stairway, Stage Elevator, Orchestra Elevator, Organ Console Elevator, or other lifting or lowering device.—At least once in every twelve months.

Dumbwaiter—At time of installation.

Building Hoist—At time of erection at the building.

(2) INSPECTION OF INSURED ELEVATORS. In the case of an insured elevator, inspections may be made by an authorized inspector in the employ of an insurance company. If the required number of inspections are not made annually by an inspector in the employ of such insurance company, it shall be the duty of the owner or user of the elevator to apply for and receive an Inspection Certificate annually from the Bureau of Building Inspection.

(3) REPORTS ON INSURED ELEVATORS. It shall be the duty of every authorized inspector in the employ of an insurance company to report on a form approved by the Superintendent of the Bureau of Building Inspection each and every inspection of an elevator, showing the exact condition of the said elevator. Such report shall be forwarded to the Bureau of Building Inspection within ten (10) days after the date of inspection.

(4) INSPECTION OF UNINSURED ELEVATORS. In the case of an uninsured elevator, inspections shall be made by an inspector in the employ of the Bureau of Building Inspection.

(5) INSPECTION OF ANY ELEVATOR. An inspector in the employ of the Bureau of Building Inspection shall have authority to inspect at any time any elevator located in the district assigned to him.

Section 9.

REVOCATION OF PERMITS

The Superintendent of the Bureau of Building Inspection is authorized and empowered to revoke any permit issued by him upon failure of the holder thereof to comply with any of the provisions of this ordinance or of the rules and regulations therein provided. He is also authorized and empowered to revoke any permit if the work covered by the said permit has not been completed within a reasonable time.

Section 10.

DISCONTINUANCE OF OPERATION

If, in the judgment of an inspector in the employ of the Bureau of Building Inspection, any elevator is considered dangerous to life or property, the said inspector may require the owner or user or such elevator to discontinue its operation within twenty-four (24) hours and may place a notice to this effect in the elevator. He shall immediately report all facts in connection with such elevator to the Superintendent of the Bureau of Building Inspection.

When an elevator has been placed out of service, the owner or user of such elevator shall not again operate the same until necessary repairs have been made and permission given by the Superintendent of the Bureau of Building Inspection to resume operation of the said elevator.

Section 11.

FEES

The following fees shall be charged for the various permits and certificates:

(1) ELEVATOR PERMITS.

(See Section 4, sub-section (1))

Passenger Elevator	\$5.00
Escalator or Electric Stairway...	3.00
Freight Elevator	5.00

Sidewalk Elevator	3.00
Stage Elevator	5.00
Orchestra Elevator	5.00
Organ Console Elevator	5.00
Dumbwaiter	1.00
Building Hoist	5.00
Other Lifting or Lowering Device	3.00

Alterations to any kind of elevator, when the cost of the work amounts to more than \$200.00 and less than one-half the original cost of the elevator

No charge shall be made for permits for alterations if the cost of the work amounts to \$200.00 or less.

A permit shall not be required for repairs to an elevator or for installation of new cables.

When the cost of alterations amounts to a least one-half of the original cost of the elevator, the fee for the permit for such alterations shall be as charged for installation of a new elevator.

(2) INSPECTION CERTIFICATES (FOR UNINSURED ELEVATORS).

(See Section 4, sub-section (3))

Passenger Elevator	\$12.00
Escalator or Electric Stairway..	3.00
Freight Elevator	6.00
Sidewalk Elevator	3.00
Stage Elevator	3.00
Orchestra Elevator	3.00
Organ Console Elevator	3.00
Other Lifting or Lowering Device	3.00

Section 12.

REGISTRATION OF ELEVATORS

The owner or user of every elevator in the City of Pittsburgh shall, prior to January 1, 1936, register with the Bureau of Building Inspection every elevator operated by him, giving the type, capacity and description, name of manufacturers and purpose for which each elevator is used. Such registration shall be made on forms furnished by the Bureau of Building Inspection.

Section 13.

VIOLATIONS

It shall be unlawful for any person,

firm or corporation to install or alter an elevator without first having obtained a permit from the Bureau of Building Inspection.

It shall be unlawful for any person, firm or corporation to install or alter an elevator contrary to application and plans on file in the Bureau of Building Inspection or to perform any work on any elevator contrary to the provisions of this ordinance.

It shall be unlawful for the owner or user of an uninsured elevator to operate the same unless a Certificate of Inspection for the current period has been obtained from the Bureau of Building Inspection.

The non-abatement of a violation of the provisions of this ordinance shall be considered to constitute a separate violation for each day that such violation is permitted to exist.

Section 14.

PENALTIES

Any person, firm or corporation violating any of the provisions of this ordinance shall upon conviction thereof be fined not to exceed One Hundred (\$100.00) Dollars for any one offense recoverable with costs together with the judgment, and imprisonment not exceeding thirty (30) days if the amount of the said judgment and the said costs shall not be paid.

Section 15. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 4, 1935.

Pittsburgh, November 18, 1935.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on November 6, 1935, and that the Mayor failed to approve or disapprove the same, or to return it to Council within ten (10) days from said date whereupon it became a law without his approval under the provisions of the Acts of Assembly in such case made and provided.

ROBT. CLARK,
Clerk of Council.

Ordinance Book, 46, Page 643.

No. 322

AN ORDINANCE — Amending Ordinance No. 246, approved by the Mayor on August 6, 1934, entitled "An Ordinance appropriating and setting aside certain sums, including engineering and other necessary expenses, for general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, in the Department of Public Works, from the proceeds of the sale of General Improvement Bonds, 1934, authorized by Ordinance No. 182, approved June 30, 1934", and the several amendments thereto, by changing the sums appropriated for Construction Work for Repaving and Repairing of the Manchester Bridge over Allegheny River, and for Reconstruction of Expansion Dams for the Boulevard of Allies Ramp leading from Grant street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sums appropriated in Section 1 of Ordinance No. 246, approved by the Mayor on August 6, 1934, entitled "An Ordinance appropriating and setting aside certain sums, including engineering and other necessary expenses, for general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, in the Department of Public Works, from the proceeds of the sale of General Improvement Bonds, 1934, authorized by Ordinance No. 182, approved June 30, 1934", and the several amendments thereto, in the amounts of \$30,000.00 and \$10,000.00 respectively for the Construction Work for Repaving and Repairing of the Manchester Bridge over Allegheny River, and for Reconstruction of Expansion Dams on Boulevard of Allies Ramp leading from Grant street, shall be changed to read respectively "\$25,000.00" and "\$15,000.00".

Section 2. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 25, 1935.

Approved December 3, 1935.

Ordinance Book, 46, Page 647.

No. 323

AN ORDINANCE --Amending Ordinance No. 240, approved by the Mayor on July 31, 1934, entitled "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award contracts for making general public works improvements, including improvement and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurtenances, public buildings, parks and playgrounds, and providing for the payment of the cost thereof from funds specifically appropriated therefor from the proceeds of the sale of General Improvement Bonds, 1934", and the several amendments thereto, by changing the amounts provided for the payment of the cost of repaving and repairing the Manchester bridge over Allegheny river and for reconstruction of expansion dams on the Boulevard of Allies ramp leading from Grant street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sums provided in Section 1 of Ordinance No. 240, approved by the Mayor on July 31, 1934, entitled "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award contracts for making general public works improvements, including improvements and repair of streets, bridges, bridge approaches, water works and appurtenances, sewerage and drainage systems and appurte-*

nances, public buildings, parks and playgrounds, and providing for the payment of the cost thereof from funds specifically appropriated therefor from the proceeds of the sale of General Improvement Bonds, 1934", and the several amendments thereto, for the payment of the cost of repaving and repairing the Manchester bridge over Allegheny river and for reconstruction of expansion dams for the Boulevard of Allies ramp leading from Grant street, in the respective amounts of \$30,000.00 and \$10,000.00 shall be amended to read respectively "\$25,000.00" and "\$15,000.00".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 25 1935.

Approved December 3, 1935.

Ordinance Book 46, Page 648.

No. 324

AN ORDINANCE --Amending a portion of Section 1 of an Ordinance,

entitled "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the alterations and additions to the present Children's Pavilion at the Tuberculosis Hospital, located on the Leech Farm, 12th Ward, Pittsburgh, Pa.," approved July 9th, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portion of Section 1 of an Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and award a contract or contracts for the alterations and additions to the present Children's pavilion at the Tuberculosis Hospital, located on the Leech*

Farm, 12th Ward, Pittsburgh, Pa., approved July 9th 1935, reading Eight Thousand (\$8,000.00) Dollars", be and the same is hereby amended to read Nine Thousand Five Hundred (\$9,500.00) Dollars.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 25, 1935.

Approved December 3, 1935.

Ordinance Book 46, Page 649.

No. 325

AN ORDINANCE —Providing for the letting of a contract or contracts by the Mayor and the Director of the Department of Public Health for the collection, removal and disposal of garbage and rubbish within the limits of the City of Pittsburgh for a period of one year from January 1st, 1936.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Health shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the collection, removal and disposal of garbage and rubbish within the limits of the City of Pittsburgh, to a point or points in such manner as may be designated and approved by the Director of the Department of Public Health, in accordance with the specifications approved by Council, for a period of one year from January 1st, 1936, subject to cancellation by the City upon sixty (60) days notice in writing to the contractors, and to enter into a contract or contracts with the successful bidder or bidders for the same in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various

supplements and amendments thereto and the ordinances in such cases made and provided, and charge the same to Appropriation Code Account No. 1261—Garbage and Rubbish Disposal, Bureau of Sanitation, Department of Public Health.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 25, 1935.

Approved December 3, 1935.

Ordinance Book 46, Page 649.

No. 326

AN ORDINANCE —Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the rental of construction equipment and motor trucks required for use on improvements, on construction or reconstruction, on repairs, on maintenance, or on any other operation, authorized to be done by City forces or by forces otherwise provided in the Department of Public Works, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the renting to the City of Pittsburgh, during the calendar year 1936, for use on improvements, on construction or reconstruction, on repairs, on maintenance, or on any other operation, authorized to be done by City forces or by forces otherwise provided in the Department of Public Works, concrete buckets, concrete buggies, clam shell buckets, air compressors, cranes, rock drills, pavement breakers,

pumps, road rollers, power saw rigs, gasoline shovels, tractors, concrete mixers, drill steel, pneumatic tampers, belt conveyors, derricks, pile drivers, motor trucks, wheel scrapers, and any other construction equipment which may be necessary for the proper performance of the work, including necessary operators therefor, together with all accessories and appurtenances thereto, and to enter into a contract or contracts with the successful bidder or bidders for the rental of construction equipment and motor trucks, in accordance with the laws and ordinances governing said City.

Section 2. That the rentals shall be and the same are hereby made payable from the funds which have been or may be from time to time appropriated for improvements, for construction, for reconstruction, for repairs, for maintenance, or for any other operation, authorized to be done by City forces or by forces otherwise provided, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund or funds in payment of the rentals of said equipment and trucks.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 25, 1935.

Approved December 3, 1935.

Ordinance Book 46, Page 650.

No. 327

AN ORDINANCE—Amending Section One of an Ordinance entitled "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of One (1) Auto Truck and One Auto Sedan for the Bureau of Parks, Department of Public Works, and providing for the payment thereof", approved September 7th, 1935.

Section 1. Be it ordained and enacted

by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section One of an Ordinance entitled "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of One (1) Auto Truck and One Auto Sedan for the Bureau of Parks, Department of Public Works and providing for the payment thereof", approved September 7th, 1935, shall be and the same is hereby amended to read as follows:

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of One (1) Auto Sedan at a cost not to exceed the sum of Five Hundred Sixty Dollars (\$560.00) including the trade-in of one old Ford Sedan and One (1) Auto Pick-up Truck at a cost not to exceed the sum of Five Hundred Thirty-Nine (\$539.00) Dollars including the trade-in of an old truck for the Bureau of Parks, Department of Public Works, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1803-Equipment-Bureau of Parks.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 25, 1935.

Approved December 3, 1935.

Ordinance Book 46, Page 651.

No. 328

AN ORDINANCE—Accepting a tract of land in the Fifth ward from Dr. Robert A. Woods to be used as a playground.

the City of Pittsburgh hereby accepts the offer of Dr. Robert A. Woods to convey by deed of gift to the City of Pittsburgh, for the purposes hereinafter set forth, the following described property.

ALL that certain lot or piece of ground situate in the Fifth (formerly Thirteenth) ward, of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, bounded and described as follows:

BEGINNING on the Easterly side of Iowa street, at a point Fifty (50) feet Northwardly from the center line of the intersection of Adelaide street, and at corner of lot now or late of William M. Dodds; thence Northwardly along the East line of said Iowa street as laid out in City plan, One Hundred (100) feet to a point; thence Eastwardly by a dividing line between property now or late of John A. Roll, et al, and the lot hereby conveyed, One Hundred Fifty (150) feet to a point at line of property now or late of Joseph R. Finke; thence Southwardly along line of Finke's property, One Hundred (100) feet to a point at line of lot of said William M. Dodds; thence Westwardly along line of lot of said William M. Dodds and preserving a uniform width of One Hundred (100) feet throughout, a distance of One Hundred Fifty (150) feet to the East line of Iowa street, at the place of beginning.

BEING the same premises which Stephen R. Johnston, widower, by his deed dated April 23, 1909, and recorded in the Recorder's Office in said County in Deed Book Vol. 1641, page 90, granted and conveyed unto Dr. Robert A. Woods, under and subject to the following conditions:

- (a) The above described property shall be used exclusively as a playground for children under the age of fourteen years. The playground shall be so administered and managed as to pro-

vide for the safe play of as great a number of small children as possible. No sports—organized as to teams, etc., such as baseball, quoits or tennis—that would in any way limit the use of the ground to a few persons, or would interfere with the safe and general use by small children shall be permitted.

- (b) No building shall be erected on the property.
- (c) The City shall not sell or use the above described property except for the purposes herein stated, provided however that after twenty years from the date of the deed the City may petition the Orphans' Court of Allegheny County for permission to sell the above described property upon proof satisfactory to the Court that the City has provided a site in the immediate locality to be held and used for the same purposes and under the same conditions as herein set forth.
- (d) The site or substitute site provided in accordance with clause "C" shall be known as the "Grace L. Woods Playground for Small Children".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 25, 1935.

Approved December 3, 1935.

Ordinance Book 46, Page 652.

No. 329

AN ORDINANCE—Granting permission to the Pennsylvania Railroad Company to extend a railroad siding across 38th Street for a distance of 40.00 feet in the Sixth ward of the City of Pittsburgh, Pa.

Section 1. Be it ordained and enacted

by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Pennsylvania Railroad Company is hereby authorized to extend their railroad siding as shown on a certain plan marked Proposed Siding at 38th Street dated September 16, 1935, and known as Accession B-No. 436 and on file in the office of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, said siding being located as follows to wit:—

Beginning at a point on the westerly line of 38th Street distant 216.80 feet from the northerly line of Foster street, thence deflecting 90° and in a northeasterly direction for a distance of 40.00 feet to a point on the easterly line of 38th Street, said point being distant 216.63 feet from the northerly line of Foster street.

Section 2. The said Railroad Company, prior to the construction of the siding shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location of all surface and sub-surface structures in detail for the construction of said siding and the plans and construction of siding shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over city streets, and to the ordinances of the City of Pittsburgh relating thereto and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance, and use of a siding on city streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, or special re-enforcement of paving, repair of sewers, water lines, and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, main-

tenance, and use of said siding. All of the said work, including the repaving of the street damaged shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said siding upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinances of Council to the said Pennsylvania Railroad Company, their successors and assigns, to that effect and that the said grantee shall, when so notified, at the expiration of the said six months, forthwith, remove the said siding and replace the street to its original condition at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the streets and subsurface structures therein, by reason of the construction, maintenance, and use of the said siding and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This Ordinance shall become null and void unless within sixty (60) days after its passage and approval, the Pennsylvania Railroad Company shall file with the City Controller its certificate of acceptance and the provisions thereof, said certificate to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 29, 1935.

Approved December 3, 1935.

Ordinance Book 46, Page 653.

No. 330

AN ORDINANCE—Providing for the letting of a contract or contracts for the cleaning of the exterior of the Carnegie Free Library of Allegheny building and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Librarian Custodian shall be and they are hereby authorized and directed to advertise for bids and to award a contract or contracts for the cleaning of the exterior of the Carnegie Free Library of Allegheny building, at a cost not to exceed the sum of \$1,250.00, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount to be chargeable to and payable from Code Account No. 1152, Repairs, Carnegie Free Library of Allegheny.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 18, 1935.

Pittsburgh, December 2nd, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 2nd day of December, 1935.

RORT. CLARK,
Clerk of Council.

Ordinance Book 46, Page 654.

No. 331

AN ORDINANCE—Authorizing and empowering the Works Progress Administration to enter upon and im-

prove the Public Parks and Playgrounds of the City of Pittsburgh.

WHEREAS, there are many thousands of citizens of the City of Pittsburgh who are unable to find work in private employment and must be maintained at the public expense unless work can be provided for them; and

WHEREAS, the Works Progress Administration, an agency of the United States of America, has offered to furnish work for many of them in the City of Pittsburgh by employing them in the public parks and playgrounds; Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Works Progress Administration is hereby authorized and empowered to enter upon and improve the public parks and playgrounds of the City of Pittsburgh. Such work shall be grading, draining, planting of trees, bushes and plants, trimming of the same, removal of such of them as may be diseased or dead and generally to do everything necessary or desirable to improve and make more useful to the public the parks and playgrounds; PROVIDED, no changes shall be made in the location, alignment or grade of roads in parks without the approval of the Director of the Department of Public Works.*

Section 2. All officers and employees of the City of Pittsburgh, and particularly those of the Department of Public Works, its Bureau of Parks and division of recreation, shall cooperate with the Works Progress Administration and furnish it and its officers and employees such information and advice as may conduce to the progress of the program herein provided for.

Section 3. The cost of the work to be done under the provisions of this Ordinance shall be paid by the Works Progress Administration.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed so far as the same affects this Ordinance.

Passed November 29, 1935.

Pittsburgh, December 2nd, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 2nd day of December, 1935.

Ordinance Book 46, Page 655.

No. 332

AN ORDINANCE—Authorizing and empowering the Works Progress Administration to enter upon unimproved Public Highways in the City of Pittsburgh for the purpose of Grading and improving the surface of same.

WHEREAS, there are many thousands of citizens of the City of Pitts-

burgh who are unable to find work in private employment and must be maintained at the public expense unless work can be provided for them; and

WHEREAS, the Works Progress Administration, an agency of the United States of America has offered to furnish work for many thousands of them in the City of Pittsburgh by employing them on the public highways, thereof; Therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

the Works Progress Administration is hereby authorized and empowered to enter upon and improve by grading and draining the highways hereinafter named, and providing such other improvements as may be possible therefor, said highways being public highways within the City of Pittsburgh that at present are unimproved, viz:

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Van Buren	Rodenbaugh	Morefield	900
Montville	Highridge	Rodenbaugh	700
Hyperlan	Creek	Venture	1400
Morefield	Ivory	Cleveland	700
Peachtree	Ivory	Cleveland	500
Suffolk	East	Hazelton	1400
Stein	Rine	Hunnell	500
Chicago	Vantassel	Hazelton	1250
Landay	Evergreen	P. L.	800
Lamar	Sunset	C. L.	900
Hazelett	East	C. L.	1600
Sprain	Compromise	Rising Main	1050
Courtwright	P. L.	P. L.	600
Boston	California	Pitler	500
Rancheria	Stayton	Shadeland	900
Rodenbaugh	Ivory	P. L.	900
Middle	Hemlock	Dunlee	100
Wickshire	Cornell	Pemberton	450
Wapello	Terman	Cornell	300
Lola Way	Terman	Cornell	300
Wadlow	Dickson	Brighton	1800
Caseement	Mullen	Plough	500
Dickson	California	Mullen	1100
Trimble	Plough	Shadeland	500
Ancy	Plough	Mullen	500
Sorrell	Marshall	Halsey	1150
Montana	Grazella	End	400
Atkins	Benton	P. L.	400
Central	Woods Run	Grand	800
Laird	Davis	P. L.	300

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Sipe	Hubbard	P. L.	500
Shoreham	Brandon	Perrott	200
Cherryfield	Perrysville	End	350
Carona	Simon	P. L.	500
Knapp	Holbrook	Anniston	800
Cutler	Perrysville	Wilson	400
Queen	Rostock	P. L.	1700
Rising Main	Warren	Lanark	450
Cacotin	East	Drifton	1100
Hackney	Suffolk	Quebec	1600
Gilchrist	Hazlett	Essen	1100
Ives	Iona	Diana	125
Edenvale	Catoma	Rising Main	700
Roosevelt	Spring Garden	City Line	500
Grenada	Davis	Blyd.	400
Mattern	Marshall	Halsey	1300
Rodney	Woods Run	Davis	730
Hubbard Place	P. L.	P. L.	500
Crispen	Marshall	Charles	1200
Leland	Mayfield	Hawkins	600
Hunnell	Stein	Haslage	900
Vinsie	Dickson	Schlummer	1150
Hartman	Casement	Eckert	300
Rothpletz	Hall	Bollman	1600
Elrina	Grand	Smithton	150
Inglis	Smithton	P. L.	200
Henley	Smithton	Grand	150
Pitler	Woodland	End	550
Ellis	Hawkins	Mayfield	300
Wyona	Oswego	Hiawatha	260
Claud	Elmhurst	Hiawatha	260
Perrott	California	West 400'	400
Kalorama	Termon	Rankin	1100
Campus	Cornell	Pemberton	200
Cornell	Wickshire	Campus	300
Maginn	Irwin	Crispen	700
Twain	Marshall	McKeever	200
Perrott	Brighton	Shoreham	450
Parvis	Benton	P. L.	600
Harvard	Goe	Goe	1200
Kirkbride	St. Ives	Sedgewick	300
Aquatic	Wapello	Wickshire	650
Hawkins	Marshall	Barris	380
Monument Hill Rd.	Ridge	Top Hill	500
McFarland	Gittens	LaCross	360
Oxfield	Geyer	P. L.	500
Botwell	Gretow	P. L.	600
Vidon	Blackfield	Milroy	150
Montana	Grizella	Zel	600
Loreda	Brahm	Bard	100
Parker (Peekskill)	Pynchon	P. L.	1000
Compromise	Hemlock	Suffolk	2300
Varley	Buente	Rising Main	300
Bly	Royal	Rescue	600
Catoma	Sutton	P. L.	700
Denham	Warren	Warren	1400
Boyer	Vantassel	Rising Main	600
Lawton	Hazeltan	P. L.	250
Lyzell	Bark	Lyzell	800
		Lawton	800

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Furber	Damas	Rescue	700
Lavetta	P. L.	Rescue	600
Lager	High	Spring Garden	120
Asylum	Rockledge	Zoller	460
Romanhoff	Rockledge	Harber	260
Wessel	Rhine	Lappe	720
Zang	Rhine	P. L.	300
Wilt	Haslage	Yetta	120
Detroit	Shubart	C. L.	400
Valley View	Ivory	Nelsop Run Road	1300
Scribner	Ames	C. L.	900
Lindlay	Evergreen	P. L.	800
Weirer	Landay	P. L.	200
Drifton	Milroy	Rothwell	340
Premo	Marietta	P. L.	600
Gold Way	Denver	Bridge	1400
Stockholm	Haran	End	700
Lavonia	Butler	Sawyer	150
Fairfield	Woodbine	End	450
Cargill	Jewell	Apollo	1200
Hawthorne	Farmington	Martha	1400
Kalamazoo	Duffield	End	3700
Verse	Antietam	Chislett	420
Amsterdam	Hawthorne	El Paso	750
Taylor	Lorigan	Minerva	250
Flavin	Jewell	Croesus	850
El Paso	Amsterdam	Martha	500
Martha	El Paso	Trinity	300
Trinity	Martha	Elmwood	500
Elmwood	Trinity	Adelphia	220
Adelphia	Elmwood	Greenwood	100
Alfred Way	54	57	1200
Premier	Woodbine	P. L.	1600
Downlook	Woodbine	P. L.	1600
Arcade Way	McCabe	P. L.	1000
Coleridge	McCabe	P. L.	900
Duncan	56	57	500
56 1/2 St.	Duncan	Celedine	550
38th Street	Liberty	Howley	300
Clement	40	Main	600
Canoe Way	Ewing	Woolslayer	200
Woolslayer Way	40	Fisk	300
Lyden	Celedine	Kent	1200
Mulberry	31	32	500
Berlin	55	57	1325
Conewago	Chislett	Antietam	450
Wiggins	30	East	450
Celedine	Stanton	57	1500
Ruthven	Paving	P. L.	1200
Ewing	40	Cayuga	700
40th St.	Liberty	Ewing	600
McCabe	Stanton	Coleridge	350
Rust Way	Rigeway	Bigelow	600
Camelia	Hawthorne	57	700
Sawyer	6000 Block	Butler	2000
Adelphia	Morningside	Livingston	1150
Marietta	Premo	Baker	750
Harding	Dobson	Bigelow	1000
Warrenberg	Lawrence	P. L.	600

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Dragon	Elmwood	Farmington	1200
Oldani	Woodbine	P. L.	800
Newland Road	Friday Road	North	1400
Snow Way	Duffield	Gaet	5100
Verse Way	Chislett	Antietam	450
Dorbush	Frankstown	Fahnestock	700
Charley Way (Laxton)	Atwell	Lyric	250
Tennis Way	Charley	Lincoln	350
Dunmore	Paulson	Ohvant	900
Nimick	Athens	Sickles	175
Viadette	Wilkinsburg	Dornbush	1000
Crestline	Tokio	C. L.	500
Sullivan	Columbo	Unnamed	450
Funston	Travella	C. L.	150
Forward	Beechwood	Frick Park	3370
Kail	Singer	Sickles	900
Fahnestock	Moosehart	Dornbush	1250
Tyler	Kingsley House	Lowell	1300
Elwain	Dabbs	P. L.	300
Fannel	Hillcrest	Cornwall	650
Montezuma	Elwain	P. L.	300
Perth	Aiken	500' W.	500
Silverdale	Perchment	C. L.	900
Blackmore	McFarren	B&O RR	250
Burpee	Washington	Prince	3700
Mt. Royal Rd.	Beechwood	Frick Park	2000
Danna	Columbo	Hillcrest	300
Trevanion	Sanders	Richmond	800
Verona	Lincoln	North	800
Everett	Prince	Collins	250
Wilkinsburg	Frankstown	Calistoga	1600
Missouri	Lemington	End	350
No. Pacific	Hillcrest	Pacific Way	500
Armstrong	Lincoln	Turrett	500
Clifford	Larimer	R.R.	350
Hyatt	Hedge	Bower	250
Potter	Noble	Graham	250
Allemania	Montezuma	Dick	1300
Somerset	Westmoreland	C. L.	1500
Moosehart	Sickles	Fahnestock	800
Winders	Bigelow	Gladstone	500
Gladstone	Bigelow	Winders	600
Gorman	Cato	Frazier	400
Mackey	Lawn	End	400
Berthand	Robinson	End	1700
Gloster	Courtland	Whitridge	1350
Monterio	McCauslin	Genesta	900
Conner	Bigelow	Flemington	500
Loretta	Frank	Lydia	1000
Alpena	Andover	McCauslin	500
Homeland	Keafe	Dakota	300
Apdale	Keafe	Rodgers	500
Rodgers	Apdale	Interboro	3000
Keefe	Apdale	Interboro	1000
Hillon	Gladstone	McElhinny	500
Watt	Wylie	Tasso	950
Amperse	Elizabeth	Center	1000
Electric	Elizabeth	Kilbourne	1000
Saline	Naylor	Passic	4700
		Forward	

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Shawnee	Ossipee	End	1100
Lyon	Shawnee	Cherokee	200
Beehner	Deely	McCauslin	1000
Arvel	Morgan	Brackenridge	550
Hilltop	Gladstone	Poland	500
Poland	Hilltop	Winterburn	500
Emahlia	Hazelwood	Winterburin	1100
Yoder	Greenfield	Kearcher	1000
Francis	Wylie	Webster	550
Sunnyside	Almeda	Glenwood	800
Cust	Sunnyside	Glenwood	500
Burrows	Terrace	Mohawk	800
Bryson	Greenfield	Monterio	600
Moon Way	Randal	Gladstone	780
Waldeck	Bigelow	Sylvain	450
Kanas	Hazelwood	Longworth	500
Werner	Gloster	Lytle	350
Whitridge	Aliquippa	Mohawk	800
Tredgear	Sylvan	Bristol	800
Shafer	Bedford	Kirkpatrick	700
Morse Way	Flowers	Glen Caladh	300
Dolphin Way	Morse	Osprey	500
Mahon	Junilla	Watt	400
Granite	Wylie	Webster	550
Monongahela	Syran	Mobile	400
Tullymet	Irvine	Sylvan	600
Mobile	Irvine	Sylvan	600
Tecumseh	2 Nd.	Longhorn	1300
Frayne	Hazelwood	Calvary	2400
Sylvan	Greenfield	Tredgear	2000
Forrester	Kearcher	Bigelow	1000
Randall	Gladstone	Stanley	350
Emma	Audley	Whitridge	1000
Ellers	Robinson	Whitridge	650
Darragh	Alliquippa	Carillo	450
Robinson	Berthoud	Carillo	200
Chatsworth	Mobile	850' W.	850
Gidding	Hazelwood	Flowers	900
Minnesota	Winterburn	Blanton	500
Theadolite	Hazelwood	McCauslin	2400
McElhinney	Keefe	Rodgers	200
Langhorn	Courtland	Tecumseh	1200
Courtland	Langhorn	Lytle	1000
Glaster	Courtland	Tecumseh	1000
Elyria	Sabina	P. L.	1500
Orbin	Wardless	East and West	800
Connor	Winterburn	Bigelow	1000
Whiterridge	Emma	Wadsworth	500
Ruch	Reed	Wyandotte	1550
Planet	Steuben	Elliott	150
Dumas	Steuben	Elliott	150
Tuscola	Ruth	C. L.	300
LaCleda	Kathleen	Senance (Secane)	1200
Wittman	Kearns	Hethlon	2600
Fairview	Elkton	Furley	1200
Earlham	Norwalk	Clairtonica	800
Kearns	Independence	Warrior (Altaview)	4200
Journal	Adolph	Junius	900
Verna	Independence	Butternut	600

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Glenmawr	Carson	Zephyr	2900
Shiras	Pauline	Corran Hill	1400
Wymore	Steuben	Hansen	1600
Alverado	Hampshire	Coast	700
Candace	Wenzell	Shiras	800
Rutherford	Broadway	Coast	400
Norwalk	Roundtop	Clairhaven	1000
Steen	Pensdale	Baldwin	200
Mueller	Barr	Keever	700
Clairhaven (Clairhaven)	Norwalk	Arnold	300
Bond	Herrod	End	300
Herrod	Werder	Bond	300
Werder	Lakewood	1000' E	1000
Lakewood	End Paving	Rue Grande Vue	1000
Berdella	Oswin	Belton	500
Wenzell	Crosby	Broadway	800
Horne	Ashtola	Evans	200
Ashtola	Middletown	Horne	200
Thayer	Ashtola	Swantex	300
Stadium	Motor	Gilray	1800
Saratoga	Stadium	Brunet	700
Gilroy (Can't Find)	Stadium	P. L.	800
Esplen	Earl	Strickler	150
Earl	W. Carson	Esplen	300
Strickler	Esplen	Stadium	850
Comstock	Furley	Elkton	1550
New York	Adolph	Springfield	600
Hamburg	Independence	Springfield	500
Springfield	New York	Hamburg	1000
Hallock	Alta	End	500
Hallock	Piermont	Sycamore	300
Dagmar	Sebring	Crane	2000
Jaspar	Biggs	P. L.	1200
Pensdale	Bridge	Steen	1300
Rue Grand Vue	Cemetery	Marlow	900
Seward	Rutledge	P. L.	1200
Rubicorn	Mason (Mann)	End	1700
Crosby	Broadway	End	1750
Palm Beech	Crosby	Fallowfield	1050
Chetopa	Lanpark	Shiras	900
Mountain	Schuler	P. L.	900
From Way	Madelene	Watters	1100
Hopeland	Waterman	E. Woodward	350
Biggstons	Sylvania	Becks Run	1200
Sycamore	End Paving	Taft	1200
Lillian	Knox	Vinecliffe	800
Waterman	Kirk	Arlington	500
Copperfield	Brownsville	Homeland	350
Sumner	Cobdon	Plateau	900
St. Thomas	So. 18th	End	1200
Haberman	Royal	Angelo	200
Plainview	Winterhill	Warrington	450
Vandalia	Eldora	Stetson	3600
Becks Run Road	Brownsville	Bernd	800
Shamokin	Yard	Madeline	3600
Yard Way	St. Paul	Oporto	400
Alries	Lealyn	Shamokin	300
Fredell	E. Meyer	Fredell	1050
Biscayne	Maytide	Alries	250
		Paving	250

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Sussex	Woodburne	Berkshire	300
Cathedral	Ottilla	Burr	900
Gorgas	Fisher	Walde	100
Lucas Way	Ottilla	Rectenwalk	400
Bebel	Henger	1000' E.	1000
Schuler	Mountain	Bebel	750
Rectenwald	Lucas	McManus	800
Engstler	Fisher	500 'S.	500
Park Wood Road	Mt. Oliver	Mountain	1200
Bayridge	Queensboro	Sussex	700
Loch Way	Carrick	End	7500
Berg	Clover	Northview	1000
McManus	Ottilla	Rentenwald	500
Fort Hill	Sterling	Fernleaf	400
Hobson	Braining	Chatton	1100
Cadet	Paving	Timberland	500
Oakridge	Wareman	Woodburne	1100
Ormond	Breining	Merrick	600
McCord	Barry	Oakley	400
Mission	Barry	Oakley	400
Mary	S. 27th	Handler	1500
Fernleaf	Spring	Wenke	500
Wenke	Fernleaf	Mountain	400
Sterling	Patterson	Letticoe	700
Eleanor	Spring	Charcot	225
Dengler	Arlington	Orion	1300
Flack	Spring	Topeka	600
Churchview	Brownsville	C. L.	600
Parkfield	Dartmore	Nobles	500
Sterling	Lettie	Arlington	500
Chartiers	Windgap	Middletown	800
Roanoke	Arlington	End	1200
Edgebrook	Bellaire	Saw Mill Run	800
W. Cherryhill	Plateau	Lalette	130
Plateau	Newitt	W. Cherryhill	500
Whitted	Brookline	Jacobs	4220
Rinne	Spring	Dengler	1200
Creedmore	Freedom	1100' E.	1100
Steiner	Spencer	Hallow	600
Hartford	Arlington	Fritz	800
Seaton	Merrick	Knox	1000
Polar (Polo)	Bon Air	Lenher	1800
Rural	Flatbush	Wedgemore	1000
Rehman	Madeline	Scout	600
Baldauf (Bonifay)	Opoeto	P. L.	600
Roscoe	Opoeto	P. L.	600
Newton	German Sq.	Arlington	900
Hicks	Whited	Zimmerman	900
Ashland	Oakdale	Dornestic	700
Atkins	Goe	Prop. Line	600
Beckham	Shadeland	Rueben	700
Belleau	Meadville	Letsche	1400
Benton	California	Brighton	1300
Bonaventure	Chellis	Wilkesboro	400
Burgess	Perrysville	Osgood	720
Chellis	Oswald	California	300
Chellis	Cambronne	Brighton	200
Central	Grand	Woods Run	800
Danbury	Marshall	Crispen	600

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Elbow	Lowrie	Lowrie	300
Embury	Frederick	Stayton	600
Flora	Speck	Transvale	600
Frederick	Rancheria	Woodland	1200
Garvin	Franklin	Prop. Line	800
Gass	McClure	Woods Run	1000
Gittens	Wilkesboro	End	600
Groft	Lowrie	Eggers	400
Harpen	Evergreen	Prop. Line	800
Hiawatha	Termon	Stonelea	600
Highridge	Ivory	Cleveland	1000
Kennedy	Goshen	End of Paving	400
Lalrd	Davis	Steps	300
Lappe Lane	Leister	Solar	200
Lappish Road	Benton	Speck	800
Leister	Lappe	300' West	300
Letsche	Lafayette	Mercy	950
Lookout	Groft	Property Line	125
Mercy	Federal	Letsche	130
McClure	Kleber	Viruth	220
Mountford	Belleau	Marsonia	300
Oklahoma	Venture	Creek	1000
Oswalk	Chellis	Wilkesboro	400
Radium	Garvin	Freda	750
Reiss	Speck	End	500
Schimmer	Shadeland	Brighton	1400
Serene	Bader	Noster	200
Sherlock	Hawkins	Kennedy	600
Speck	Lappish	Flora	875
Stein	Rhine	Hunnell	350
Stonelea	Hiawatha	Wilkesboro	600
Van Buren	Highridge	Rodengaugh	800
Wapello	Goe	West Point	250
Wealth	Gittens	End	800
West Point	Wapello	Burkhoff	600
Wilkesboro	Oswald	California	300
Traveled Road	Marsonia	Peekskill	1600
Harpen Road	Evergreen	300 Ft. East	800
Van Tasale	Haslett	End	1300
Nettie	Royal	End	500
Sovereign	Ivory	South Side	600
Cherry Lane	Ivory	Nelson Run	400
Cleveland	Rodenbaugh	City Line	800
Suffolk	East	Highridge	1100
Sprain	Rising Main	Peekskill	1050
McNaugher	Letsche	Compromise	300
Hazelton	Charles	Mountford	1050
Fabyan	East Lane	Kennedy	500
Noster	Damas	Lappe Lane	750
Kaiser	Goehring	Prop. Line	800
Goehring	Vista	Prop. Line	500
Hough	Spring Garden	Kaiser	215
Marion	Spring Garden	High	300
Croft Street	Lowrie	High	400
Lofink Street	Lowrie	Eggers	300
Viola Street	Watson	End	650
Vista Street	Chestnut	Milroy	550
Solar	Brahm	Goehring	1300
Royal	Bly	Lappe Lane	500
		Nettie	

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Catoctin	East	Drifton	1100
Catoctin	Tresto	Viola	450
Alley	Bet. Rockledge &	Harbor	600
Viking Way	Rear of Mountford		450
Ten Ft. Way	Bijou	280' East	350
Hoff Street	East & West Hehaven		400
Chelsea	Landay	P. L.	2100
Lindlay	Evergreen	P. L.	800
Pynchon	Biggs	Parker	850
Donloe	James	Middle	350
High	Hough	Marion	150
Spiral	Burk	Magnet	1300
Parker	Pynchon	Suffolk	1000
Compromise	Hemlick	Rising Main	2300
Barnes	Hazelton	Wurzell	550
Catoctin	Viola	Hyperion	2200
Craig	Compromise	P. L.	700
Admiral	Noster	Bader	400
Cadman	Hazlett	Essen	1100
Buente	Rockledge	Varley	700
Ferber	Domas	Rescue	700
Vista	Goehring	City Steps	1100
Wickline Lane	Cowley	Sunderman	1000
Haller	Karwick	Prop. Line	1125
Brandon	Pennock	Sewickley	400
Richardson	McClure	Bainton	900
Kalorama Way	Rankin	Antrim	400
Chidell Street	California	Fleming	380
Minnie	Beckham	Stokes	100
Highwood	Stayton	Shadeland	700
Entrupe	McIntyre	200 Feet	200
Stokes	Gass	Shadeland	300
Tumebo	Plough	Trimble	525
Transvall	Haller	C. L.	400
Unnamed	Brighton	Doak	300
Unnamed	Hubbard	P. L.	300
Ancy	Shadeland	Plough	850
Aquatic	Wapello	Wickshire	650
Baldrige	Plough	California	500
Newery	California	Island	400
Portman	Perrysville	Swamp	2000
Plough	Meirsch	Trimble	1000
Richardson	McClure	Bainton	900
Refuge	Eckert	Westhall	200
Sunday	Sedgewick	Oriana	300
Shelton	Hawkins	Charles	700
Sheriff	Stayton	McDowell	200
Swamp	Woods Run	Mairdale	700
Holbroke	Forsythe	Knapp	100
Jayme	Kleber	Perrott	800
Kunkle	Sedgewick	St. Ives	250
Karwich	Haller	C. L.	450
Ludeling	Brighton	Woodland	550
Metcalf	Strauss	Melrose	550
McDowell	Brighton	Woodland	700
Maywood	Burgess	Perrysville	200
Massachusetts	Falck	Chidell	250
Mella	Brighton	McDowell	150
Cake	Casement	Eckert	300

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Campus	Cornell	Pemberton	250
Drexel	Winters	Cliffulen	1000
Etola	Simon	Corona	200
Maginn	Irwin	Crispen	700
Fenway	Boston	Forsythe	400
Forsythe	California	Fenway	60
Glenside	Mountview	C. L.	1200
Girard	Massachusetts	Kalorama	100
Holbroke	Boston	P. L.	500
Viruth	Brighton	Benton	900
Hewitt	Portman	Mardile	400
Winifred	Island	Marvista	400
Unnamed	Island	P. L.	300
Newry	Island	California	400
Ireland	California	Plough	300
Colfax	Hyena	Winifred	600
Wachob	Plough	Woodland	300
Thumbo	Plough	Trimble	500
Dill	Plough	P. L.	500
Ancy	Plough	P. L.	200
Miersch	Plough	Holbrook	500
Trimble	Plough	Shadeland	900
Toner	Superior	P. L. (S)	300
Winter	Sewickley	Drexel	200
Cliffview	Sewickley	P. L.	200
Harlan	Strauss	P. L. (E)	1100
Rivet	Linwood	Norwood	320
Trember	Linwood	River	700
Kimberland	Charles	Luray	100
Shako	Mayfield	Hawkins	300
Delger	Mayfield	Hawkins	300
Mohn	Mayfield	Hawkins	300
Searles	Mohn	Ellis	920
Reuben	Gass	Woodsrun	1800
Shore	Allegheny	Sproat	650
McDowell	Woodland	Highwood	500
Stranmore	Orianna	Hyena	700
Verner	End of Pav.	Stieren	1600
Unnamed	Elmhurst	Millerton	450
Unnamed Alley	Hiawatha	Elmhurst	260
Sunday	Sedgewick	Orianna	250
Maud	Fleming	Massachusetts	250
Unnamed Way	Island	P. L. (E)	400
Perrott Lane	California	West	400
Brereton	28th Street	End	1700
Fairfield	Woodbine	End	400
54th Street	Holmes	Prop. Line	110
53rd Street	Duncan	Wickliff	250
Greenwood	Duffield	El Paso	800
Harrison	54th Street	56th Street	800
Jewell	Fleetwood	Beethoven	300
Kendel	Camelia	Kent	1320
Minerva	Pearl	Taylor	300
Smallman	34th Street	36th Street	800
Woodbine	Stanton	Oglethorpe	1200
30th Street	Brereton	Pulaski	125
Kalamazoo Way	Greenwood	Adelphia	430
Galatin	Butler	Baker	220
Finland Street	Bigelow Blvd.	Flavin	550

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Beethoven Street	Harding	End of Pav.	1300
Ballard Street	Baker	Jancey	1100
Swan Way	Hampton	Baker	4100
Drake Way	Hampton	Wellesley	440
Old Lane	Stanton	P. L.	650
Comrie Way	Friendship	Callen	500
Bancroft Street	46th Street	P. L.	425
Percy Way	Davison Street	Hugo	450
Lotus Way	McCandless	53rd	250
Poe Way	McCandless	54th	640
Nola Way	Adelphia Street	Peggy Way	900
Brooks Way	Greenwood	Bishop	200
57th Street	Carnegie	Duncan Street	325
Apple	Paulson	Dick	600
Atlantic	Hillcrest	Columbo	300
Columbo	Aiken	Pacific	1300
Columbo	Schenley	Mossfield	300
Cornwall	Aiken	End	500
Dunmore	Paulson	Olivant	700
Everton	Oakdene	Silverton	200
Fargo	Moosehart	Singer	1650
Funston	Travella	City Line	200
Gladfield	Grotto	Prop. Line	800
Hillsdale	Oakdene	Silverton	300
Juniper	Lorigan	Edmond	1000
Landview	Luster	End	600
Lemington	Cemetery	Leech Rd.	800
Mingo	Oakdene	Oberlin	300
Mossfield	Mathilda	Columbo	2150
Oakdene	Stranahan	Mingo	100
Oakdene	Oberlin	Oberlin	800
Orphan	Leonara	End	350
Silverton	Everton	Hillsdale	600
Somerset	Westmoreland	City Line	1500
Tilden	Silverton	End	300
Warble	Aiken	End	500
Willing	Mohler	City Line	600
Willing	Mohler	City Line	800
Dean Street	Paulson	Montezuma	350
LeBlanc Street	Nevada	Frick Park	460
Love Street	Philander	Ober	600
Guy Street	Beechwood	Kemper	400
Juniper	Lorigan	Edmond	850
Standard Street	Duncan	City Line	500
LeBlanc Street	Nevada	Frick Woods	500
Alley parallel Beechwood	Luster	500 Ft.	350
Alley parallel Lang	Willard	Cemetery Line	1000
Alley Parallel Macon	Overton	City Line	1400
Arbor Way	Montezuma	Dick	350
Dean Street	Paulson	Montezuma	1000
Eider Way	Clifford	Nelson	400
Helen Street	Navarro	Nelson	400
Roane Way	Navarro	Dunmore	500
Saxon Way	Paulson	Larimer	400
Unnamed	Dunmore	Navarro	200
Dick Street	Apple	Arbor	900
Warwick Street	Parish Lane	Wilkins	700
Kemper Street	Marmus	P. L.	600
Perchment	Stoneville	Standard	600

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Rolf	Wilkinsburg	Dorabush	700
Cain Way	Standard	Dersam	500
Anthony	Saline	Naylor	100
Calistoga	Wilkinsburg	Tokio	500
Telephone	Elmer	Copeland	300
Ardary Way	Hillcrest	Columbo	325
Ferndale	Mohler	Banfield	150
Bowden Street	Mellon	N. Euclid	500
Breesport Street	N. Mathilda	End	2900
Brittiffe Way	Bellman	End	200
Canada Way	Perchmont	City Line	1000
Chaucer	Lang	200' East	200
Verdun Way	Olivant	Pointview	200
Athens Street	Nimick	City Line	350
Bower Street	Pointview	Montezuma	1000
Continental Street	Frankstown End	End	200
Wiltsie	Hartman Lane	End	1700
Olivant Street	Paulson	Bower	950
Pointview Street	Arbor	Hedge	200
Wardson Avenue	Lemington	Hartman	1000
Stranahan	Oberlin	Brushton	400
Stoneville Street	Perchmont	City Line	900
Upland Street	Sterret	Brushton	1050
East Chester Street	Lemington Street	Undercliff	1700
Gladfield Street	Grotto	Oakdene	1600
Lemington Street	Lemington	T. B. Hospital	3200
Lawndale Street	Ferndale	Perchmont	1200
Cornwall Street	N. Aiken	Wicklów	200
Danna Street	Columbo	Hillcrest	300
Wheeler	Ferndale	City Line	400
Murdock Avenue	Beacon	Covode	700
Murdock Avenue	Beacon	Bartlett	450
Muti Street	Mulford	Tloga	700
Elora Way	Perth	Warble	200
Fishel	Ebel	Campania	150
Gopher	Brushton	Verona Blvd.	1200
Hampton	Haberton	Winterton	350
Hilliards Street	Oakford	Oakdene	600
Imperial Street	Phillips	Oakdene	225
McCombs	Frankstown	Prop. Line	600
Nelson	Paulson	End	650
Onandago Street	Whipple	Dunmore	1000
Paxico Stree	Verona Blvd	End	300
Pocono	Ober	City Line	550
Reiter Street	Hamilton	Philander	350
Thorn Street	Mohler	Larimer	500
Johnthan Street	Homewood Sta.	500' West	275
LaClaire Street	Henrietta	P.R.R.	700
Latana	Oakdene	Overton	1700
Ludwick	Landview	Grotto	1000
McFarren	Edtwein	Shady	300
Olivia Street	Ober	Prop. Line	600
Olivant	Dunmore	Blair koak	700
Aisbett Stree	Mossfield Street	Deslivers	180
Ashley Street	Luna Street	Schenley Avenue	1000
Banfield Street	Ferndale Avenue	Meadow Street	600
Bellmar Avenue	Upland Street	C. L.	300
Enfield Street	Center Avenue	Kedron Street	400
Wicklów Street	Hillcrest Street	Baum Blvd.	550
		Cornwall Street	

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Finance Street	Braddock	Brushton	450
Olivant Street	DeSilver Avenue	Dunmore	550
Saline Street	Forward	Schenley Park Bridge	3200
Muti Way	Fleury	Hamilton	400
Manderia Street	Rosedale	Penn'a. R.R.	560
Alsace Street	Braddock	Brushton	480
Durrange Way	Alsace	Susquehanna	400
Neuman Way	Mulford	Hamilton	180
Felicia Way	Oakwood	Neuman	440
Shady Avenue	Landview	Beechwood	1300
Acorn	Saline	End	1100
Baldwin Rd.	Paving	City Line	1200
Blanton	Winterburn	Minnesota	300
Bray	Motley	Hazelwood	700
Breckenridge	Morgan	Arvel	700
Corilla	Morgan	Robinson	500
Darragh	Alliquippa	Corilla	400
Denmarsh	Winterburn	Hoosac	200
Delevan	Greenfield	Norfolk	400
Dyke	Elizabeth	600' West	600
Exeter	Frank	Windsor	1100
Gertrude	Flowers	Johnson	1200
Hoosac	Neeb	Alger	300
Keefe	Mifflin	Muldowney	350
McBride	Mifflin	Park	700
Nantasket	Neeb	Prop. Line	200
Neeb	Winterburn	Lydia	600
Norfolk	Deivan	Frank	300
Ollie	Muldowney	McElhinney	1250
Shields	Farnsworth	School	500
Swineburne	Parkview	Bridge	1200
Watt	Center	Mahon	900
Winders	Bigelow	Gladstone	700
Mere	Muldowney	Elwell	300
Elwell	Mere	800 Ft. West	800
Unnamed Alley	Elwell	Muldowney	225
Interboro	Muldowney	Margray	600
Margray	Interboro	Cox	1000
Basic	End of Paving	Helen	2000
Helen	Basic	200 Ft. West	200
Crane	Basic	Armor	400
Armor	Clarion	City Line	2700
Clarion	Armor	School House	1200
Gate Lodge Way	S of Almeda		400
Homerule	Elizabeth	600 Ft. South	600
Crescent	Casset	17th St. Incline	600
Monroe St.	Ridgeway	Hancock	1200
Miama	Emma	Mohawk	1100
Gazzam	Audley	Soho	1000
Alliquippa	Withridge	Soho	2200
Terrace	Miami	Withridge	400
Audley	Emma	Gazzam	400
Welfer	Windsor	Mirror	1200
Bristol	Kearcher	Illion	1600
Junilla	Wyllie	Webster	550
Bealen	Brenham	East 800'	800
Grove	Rose	Reed	250
Ellers	Whitridge	Robinson	650
Melbourne.	Frank	Bechner	600

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Chauncey	Center	Wylie	600
Morgan	Breckenridge	Corilla	1000
Conkling	Wylie	Webster	5550
Rampart	Iowa	Camp	400
Millington	Frank	Loretta	700
Iola Way	Graphic	Frank	750
Wernet	Gloster	Lytle	350
Ajax	Herron	Prop. Line	900
Alma	Gladstone	Lydia	700
Augustine	Bigelow	Bristol	400
Ayers	Lawn	Prop. Line	200
Berwick	Irvine	Sylvan	600
Bismarck	Finland	East & West	1000
Booth	Craddock	Frazier	1600
Carnak	Finland	Herron	1900
Coleman	Neeb	Alger	250
Colwell	Wick	Wyandotte	1000
Denver	Craig	Dover	500
Emahlia	Winterburn	Hazelwood	1100
Unice	Berthoud	Wadsworth	900
Federal Hill	Murray	Beechwood	250
Gate Lodge Way	Alluvian	Glenwood	400
Homerule	Parnell	Parade	250
Lucille	Nevada	Parkline	400
Raymond	Nevada	City Line	550
Nevada	Homestead	End	1150
Michigan	Nevada	100' East	100
Boundary	End Paving	End	300
Elba	Junilla	Morgan	1200
Barnett	Francis	Morgan	200
Barn	Morgan	End	400
Frazier	Gorman	Juliet	150
Granite	Wylie	Webster	550
Griffins	Frazier	Prop. Line	450
Hallet	Mahon	Junilla	1200
Hancock	Ridgeway	Monroe	350
Harding	Ajax	Ridgeway	100
Haworth	Greenfield	Prop. Line	600
Kilbourne	Flowers	End	2000
Lydia	Alger	Neeb	300
Lyon	Clarissa	Bryn Mawr	200
Maurice	2nd Ave.	Cornett	300
Maurice	Forbes	Fifth	500
Mohawk	Burrows	Prop. Line	150
Moose Way	Connor	Wasp	1600
Kirpatrick	Reed	DeRaub	1700
Musgrave	Yoder	Prop. Line	600
McClaren	Wylie	Prop. Line	250
Nansen	Hazelwood	Flowers	600
On Way	Loretta	Mt. Clair	200
Outlet	Alliquippa	Wadsworth	300
Pauley	Johnson	Elizabeth	500
Perry	Webster	Bedford	250
Sun Way	Lydia	Winterburn	450
Wichia	Bryn Mawr	Adelaide	800
Wyandotte	Fifth	Colwell	400
Wyandotte	Withridge	Outlet	600
Clarion	Graphic	Eddington	800
Alliquippa	Miami	Whitridge	450

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Moore	Bedford	Arcena	800
Wakefield	Furnace	Boehm	500
Ethel	Bates	Boehm	1750
Van Croft	Herron	Ossippee	350
Cato	Juliet	Romeo	250
Romeo	Cato	Frazier	400
Elizabeth	End of Paving	Telso	3000
Seine Way	Whritdge	Wyandotte	500
Naylor	Boundary	Saline	3000
Whittier	Naylor	Saline	100
Chauncey	Webster	Bedford	250
Berwick	Irvine	Sylvan	700
Gladstone	Hazelwood	Hilltop	1150
Boundary	Argentina	800' North	800
Junilla	Center	Wylie	950
Attica	Ezra	Furley	600
Coast	Banksville	Belasco	1300
Corfu	Angle	End	600
Crucible	Bridge	Dickens	1700
Dubois	Chartiers	End	1200
Ezra	Balfour	Attica	900
Greenleaf	Fingal	No. 1878	1000
Harker	Walbridge	Elbon	1320
Independence	Greenleaf	End	700
Jasper	Boggs	Prop. Line	1200
Lettie Hill	Sebring	End	400
Lovelace	Walbridge	Prop. Line	1000
Lowenhill	Crane	End	1200
Omaha	Amabell	Bigham	600
Platt	Sebring	End	800
Princess	Sebring	End	400
Warrior	Kearns	City Line	1300
Weaver	Lovelace	Mansfield	1200
Hallock	Piermont	Prop. Line	1600
Arion Street	Boggs	Southern	500
Ennis Street	Wilbert	Norton	900
Norton Street	Ennis	Kuhn	700
William Street	Bailey	Brownsville	1400
Clover Way	Tweed	Stanhope	350
Clearfield Street	End	Cemetery	400
Milnor Street	Preston	Clearview	600
Dill Way	Natchez	Ennie	470
Sandwich Street	Norton	Dilworth	200
Hilf Street	Norton	Dilworth	100
Alley	Natchez	Ennie	440
Napoleon Street	Hampshire	Goldstrom	900
Slope Street	Motor	Wyncotte	500
Dewitt Street	Boggs	Griffins	200
Kohlmeyers Lane	Boggs	C. L.	400
Whitworth	Boggs	Southern	260
Gaskill	Cuthbert	Brown Alley	150
Mason	Belonia	Grace	350
Ebbs Way	Bertha	Merrimac	450
Kinsmount	Brent	Rydal	700
Cumberland	Steuben	Crafton	1900
Sweetbrier Street	End of Paving	End of Street	300
Roehn	Off Piermont	—	700
Sewer	Off Piermont	—	700
Redoak	Piermont	Virginia	800

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Merrimac	Virginia	Woodruff	500
Vinecliff	Wyoming	Sycamore	700
Walden	Ruth	Westwood	300
Paur	Ruth	P. L.	250
Goldstrom	Rutherford	Banksville	1050
Alario	Elliott	Angle	300
Elliott	Dumas	Allerio	200
Mellinger	Junis	Adolph	1000
Lakin	Lakewood	Danley	500
Calcutta	Lorenz	Amherst	700
Uvilla	Lorenz	Fairview	700
Marena	Lorenz	Fairview	700
Plover	Lorenz	Fairview	650
Lava	Romano	Navajo	300
Polo	Romano	Navajo	300
Fairview	Elkton	Furley	1200
Romano	Elkton	Lakewood	1000
Arnold	Covey	Herschell	1600
Wittman	Kearns	Hethlon	2050
Frustrum	West Carson	Esplen	300
Middleton	Ashtola	Summerdale	1200
Powell	P. L.	P. L.	800
Edgecliff	W. Carson	Powell	150
Telford	W. Carson	Powell	200
Sloan St.	Frustrum	Earl	600
Sanford	W. Carson	Esplen	300
Saginaw	W. Carson	Esplen	300
Field	Earl	Frustrum	600
Ragdad	Sloan	Oregon	400
Gilroy	Strickler	P. L.	400
Wilna	Crucible	Lakewood	800
Herrod	Warder	Bond	300
Greenway Dr.	Middletown	Municipal	1700
Lundy	Allendale	Universal	300
Wynette	Faronia	Fadette	200
Ladago	Faronia	Thayer	450
Toledo	Intersection of	Swaney	500
Tuxedo	Thayer	Ashtole	800
Wade St.	Spahrgrove	Kuhn	385
Kuhn	Dilworth	Kuhn	400
Bangor	Prospect	Wade	460
Cuthbert	Natchez	Natchez	300
Halpin	Prospect	Virginia	460
Lowen	Natchez	Belonda	460
Sycamore	Meridan	Grace	780
Ruth	Secane	Sweetbrier	100
Albert	Meyers	Paur	380
Paul	Meyers	P. L.	400
Meyers	Lelia	P. L.	400
Pfiel	Boggs Ave.	Albert	210
Wieman	Southern Ave.	Southern Ave.	260
Jeanette	Southern Ave.	Chess	260
Soffel	Boggs Ave.	Chess	780
Penelope	Sims	Chess	800
Ottawa	Southern	Ottawa	600
Piermont	Bingham	Natchez	1350
Beam Way	Kearsarge	Oneida	550
Regal Way	Well Alley	Maple Terrace	1000
Griffin	Lelia	Virginia Ave.	1050
		DeWitt	

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Morland	Woodkirk	Scott Township	500
Paula Way	Lorenz	Attica	960
Cameron	Lorenz	Marlow	440
Payne	Lorenz	Marlow	360
Lorenz	Harker	Herschel	400
Navajo	Rue Grand Vue	Marsina	750
Oswin	Steuben	Zahniser	350
Zahniser	Oswin	Prop. Line	800
Belton Way	Berdella	Steuben	120
Dickens	Crucible	Small	850
Well Alley	Oneida	Plymouth	250
Half Way Alley	Well	Greenleaf	550
Havelock Way	Bertha	Kearsarge	400
Ramona	Elkton	Lakewood	1000
Neidle	Elbon	Steuben	850
Writt Way	Wyckoff	300 Ft. East	300
Wade	Rear Norton	—	1000
Ledgerdale	Hartwell	P. L.	1200
Hartwell	Clearview	Dennsionview	800
Lynch	Hartwell	Queensbury	450
Queensbury	Hartwell	P. L.	1100
Breed	Enon	14th	125
Briggs	Aaron	Glenbury	850
Canfield	Suncrest	Schuchart	1700
Cloverdale	Nobles	Glade	1100
Dartmore	Saw Mill Run	Line	1200
Glade	Nobles	Ellendale	500
Gomer	Greely	Sterling	200
Greely	Josephine	Gomer	500
Hicks	Zimmerman	Whited	1325
Line	Dartmore	Nobles	600
Midland	Fordham	Dorchester	800
Parklyn	Richfield	Kohen	900
Richfield	Georgette	Morton	900
Stage Way	Nobles	Smith	600
Stebbins	Brookline	Dorchester	1630
Sterling	Gomer	Misslon	200
Zimmerman	Hicks	Prop. Line	800
Telescope Way	Arlington	Shelly	325
Wellington	Sterling	200 Ft. East	200
Cedarhurst	Beltzhoover	Arlington	2500
Waddington	Pioneer	Prop. Line	800
Lineal	Fallow	Line	650
Wilber	Grimes	Georgia	550
Trelona Way	Oakridge	Freedom	750
Welsh Way	Brosville	End	1500
Bernd	Chalfont	Climax	900
Merrick	Oakridge	Prop. Line	1600
Julia Street	Arlington	End	680
Applan Way	Concordia	Alplaus	1400
Celtic	Glade	End	200
Carrick	End of Bridge	to Hopeland	700
Agnew	Brownsville	Becks Run	2400
W. Meyers Ave.	Brownsville	End	825
Cologne	Berg	Patterson	150
Clover	Sallsbury	Cobden	500
Amanda	Mt. Oliver	Climax	100
Almora	Spencer	500' East	500
East Wood	Brownsville	Frow Way	800

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Lajoie Way	Thistle	Sussex	400
Scorer	Interboro	Barbery	1150
Fittler	Charoot	Arlington	350
So. 27th	Complete Street	—	1100
Arlington	Warrington	Carson	5400
Freeland	Mt. Oliver	Arlington	300
Stewart	Multolly	Stewart	1200
Warrington Ave.	Boggs	Montooth	2300
Neff	William	950 Feet	950
William	Arlington	Bailey	2800
Amesbury Street	Gearing	Delmont	200
Clover Way	Berwin	Metz Way	500
Tyro Way	Sinton Street	Anetour Street	980
Yale Drive	Dartmore	Lucinna	825
Emerald Street	Excelsior Street	McClain Street	500
Astroid Way	Proctor Way	Lillian Street	525
Georgia Avenue	Orchard Street	Lillian Street	250
Operto Street	Pius Street	Gregory Street	100
Boliver Way	Gearing	Montooth Street	225
Frampton Street	Taft Street	Buffington Street	400
Bigger	Taft	Buffington	275
Brice Way	Montooth Street	Gearing	110
Unnamed Way	Off Michigan	Near Delmont	225
Montooth Street	Climax Street	Industry Street	225
Industry Street	Curain Street	Estella Street	400
Zimmerman Street	Hicks Street	Prop. Line	1000
Sprucewood	Leolyn Street	To Hollow	1250
Valera	Santron Street	Overbrook Blvd.	325
Gilboa Way	Steiner	Watterman Avenue	640
Novel Way	Custer Street	Hopeland Street	875
Makary	Spencer Street	Brinwood Street	450
Sanderson	Maytide	C. L.	1000
Custer	Spencer	Kirk	225
Georgia Street	Suncrest Street	Wilber Street	850
Pear Way	Brownsville	Alice	940
Apple Way	Grimes Street	Georgia Street	475
Plum Way	Grimes Street	Taragonna Street	900
Caperton Street	Ambrose Street	Fordyce Street	360
Fordyce Street	Caperton Street	Calle Street	675
Taragonna Street	Alice Street	Schucert Street	725
Grove Way	Arabella Street	Matthews Street	250
Peach Way	Grimes Street	Suncrest Street	800
Roll Way	Maryland Street	Matthews Street	600
Hartford Street	Arlington Street	Beltzhoover	750
Habermont Way	Grimes Street	Matthews Street	525
Ambrose Street	Bonair Street	Caperton Street	250
Ruralton Street	Carrick Avenue	Kirk	1100
Radiant Street	Carrick Avenue	Eller Street	325
Eller Street	Radiant Street	Carrick Avenue	550
Holmherst	Fernwood Street	C. L.	1600
Woodward Street	Brookline Blvd.	Summerhill Street	200
Fritz	Incline	End	1150
Edgar	Wysox	Maytide	800
S. 32nd Street	War	Sarah	425
S. 33rd Street	McClurg	Carson	260
S. 34th Street	Carson	P. & L.E.R.R.	700
S. 21st Street	Josephine	Bellevue	1525
Primrose Street	Eleanor	Sterling	400
Zaruba Street	Dangler	Syrian	600

STREET	FROM STREET	TO STREET	LENGTH IN FEET
Zaruba Street	Castel	Syrian	450
Castel Street	Zaruba	Delvin	300
Castle Street	Devlin	Cemetery	800
Clever Way	Stanhope	Furman	500
Templeton Street	Woodward	Pioneer	400
Ardley Street	Dorchester	Fordham	700
Dorchester	Stebbins	Midland	1400
Sageman	Woodbourne	Sussex	800
Cedric	Woodbourne	Sussex	950
Eatham	Wolford	Starkamp	1100
Berwin	Birtley	Flatbush	900
Woodward	Brookline	Stetson	4500
Birtley	Berwin	Metz	750
Kennilworth	Pioneer	Jillson	750
Clippert	Creedmore	Whited	550
Beaufort	Gallion	Metz	925

Section 2. Said highways shall be graded to the established grade thereof, if any, or otherwise the grading shall conform to the general contour of the ground and be reasonably adapted thereto, with due regard to the grades of intersecting and connecting streets.

Section 3. All officers and employees of the City of Pittsburgh and particularly those of the Department of Public Works shall, when duly requested by the agents and employees of the Works Progress Administration, furnish them with the established grades (if any) of said highways and such other information as may be necessary or convenient in connection with said work.

Section 4. The cost of the work done under the provisions of this Ordinance shall be paid by the Works Progress Administration.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 29, 1935.

Pittsburgh, December 2nd, 1935.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of

said Council, this 2nd day of December, 1935.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 47, Page 1.

No. 333

AN ORDINANCE —Authorizing the issuance of warrants in payment for services rendered without previous authority of Law by employees in the Coal Mine at the Pittsburgh City Home and Hospitals at Mayview, Pa., in the amount of \$363.89 for the period from October 1, 1935 to November 18, 1935.

WHEREAS, It is the intent of the City of Pittsburgh to provide for compensation of the employees at the Coal Mine in accordance with the agreement entered into by and between the Coal Control Association of Western Pennsylvania and the United Mine Workers of America, which rates are effective October 1, 1935, and there is owing the said Coal Miners at the Pittsburgh City Home and Hospitals, Mayview, Pennsylvania, the aforementioned amount, being the difference in compensation over the rates prior to October 1, 1935.

WHEREAS, Under the provisions of the Act of May 23rd, 1874, known as "The Wallace Act" the City of Pittsburgh is authorized to direct the payment of any claim against the City

without previous authority of Law, where the City has received the benefit of the same: Now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following named persons amounting to the sum of \$363.89, and charge the same to Code Account No. 1352, Wages Regular Employees, Mayview Coal Mine; the amounts respectively set opposite each name being the difference between compensation paid from October 1, 1935 to November 18, 1935 and the rates for such services provided for by the said agreement entered into by and between the United Mine Workers of America and the Coal Control Association of Western Pennsylvania.

John Braznella	\$ 17.64
William Geiger	17.64
Henry Bronder	16.63
Walter Sumner	17.50
James Quigley	13.80
Albert Miller	17.02
George Miller	19.11
Eugene Ratti	10.25
Andy Wagner	18.38
Anton Dubrosky	16.80
Peter Jacob	15.91
John Frain	5.76
Peter Schnurr	19.67
John Jacob	15.92
John Martineck	18.98
Mike Elslager	19.41
Fred Franz	17.03
Thomas Hofrichter	25.36
Frank Ambrozic	25.19
Thomas Landers	17.50
Joe Floss	18.39

Total \$363.89

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 2nd, 1935.

Approved December 11, 1935.

Ordinance Book 47, Page 22.

No. 334

A N ORDINANCE —Authorizing the payment to the Autocar Sales and Service Company of the sum of NINETY-EIGHT (\$98.61) DOLLARS AND SIXTY-ONE CENTS for repairs to Autocar truck No. 15094.

WHEREAS, Autocar truck No. 15094 was damaged while working on the Highland Park Reservoir, and as it was the only truck equipped with a winch in the City of Pittsburgh it was necessary that it be immediately returned to service, and the necessary repairs were ordered by the Department of Public Works in order that this truck could return to work.

NOW, THEREFORE,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Autocar Sales and Service Company in the amount of NINETY-EIGHT (\$98.61) DOLLARS AND SIXTY-ONE CENTS, and to charge the cost thereof to Code Account 1786, "Repairs—Distribution Division".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 2, 1935.

Approved December 11, 1935.

Ordinance Book 47, Page 24.

No. 335

A N ORDINANCE —Authorizing the leasing to the Variety Nut Company a Pennsylvania Corporation, of Storeroom No. 3-B in the North Side Market House.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to execute and deliver a lease to the Variety Nut Company, a Pennsylvania Corporation for Storeroom 3-B containing 266 square feet, at the corner of Federal street and South Diamond street, in the North Side Market House.

Said lease shall be made for a period of five (5) years at an annual rental of Seven hundred twenty (\$720.00) dollars, payable in monthly installments of Sixty (\$60.00) dollars in advance during the term, with the privilege of an extension of said lease for a further period of five (5) years at the rent to be then fixed.

The said lease shall contain such provisions as may seem proper to the City Solicitor and the Director of the Department of Public Works.

Said Storeroom shall be used only for a retail nut store, and allied products.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 2, 1935.

Approved December 11, 1935.

Ordinance Book 47, Page 24.

No. 336

AN ORDINANCE —Appropriating an easement of a strip of ground of sufficient width to contain a relief sewer on private property of C. G. Hussey & Company, from Second avenue to the Monongahela river, and providing for adjudication of damages occasioned thereby.

WHEREAS, by Ordinance No. 294, approved by the Mayor October 26, 1935, a contract or contracts were authorized to be let for the construction of a relief sewer on Maurice street, Second avenue and private property of C. G. Hussey & Company; and,

WHEREAS, said ordinance provided that the portions extending through the private property of said C. G. Hussey & Company shall extend from Second avenue to the Monongahela river; THEREFORE,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That an easement of a strip of ground of sufficient width to contain said sewer is hereby appropriated from the property of the C. G. Hussey & Company, extending from Second avenue to the Monongahela river, as described in Section 1 of ordinance No. 294, approved by the Mayor October 26, 1935, in conformity with plans, Accessions 5327—5328, on file in the Bureau of Engineering, Department of Public Works.

Section 2. Damages occasioned by the appropriation of said property for the location of said sewer shall be adjudicated in conformity with law.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 2, 1935.

Approved December 11, 1935.

Ordinance Book 47, Page 25.

No. 337

AN ORDINANCE —Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the reconstruction of a retaining wall on the northerly side of HARTFORD STREET, between Arlington avenue and Fritz street, and authorizing the setting aside of the sum of Three Thousand Seven Hundred Dollars (\$3,700.00) for the payment of the cost of said work, and Three Hundred Dollars (\$300.00) for the payment of engineering expenses, including salaries and miscellaneous services in the Department of Public Works, amount-

ing in the aggregate to Four Thousand Dollars (\$4,000.00) from Bond Fund No. 122, General Improvement Bonds, 1934.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the lowest responsible bidder or bidders for the reconstruction of a retaining wall on the northerly side of HARTFORD STREET, between Arlington avenue and Fritz street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.*

Section 2. *That for the payment of the cost of said improvement, the sum of Three Thousand Seven Hundred Dollars (\$3,700.00), or so much thereof as may be necessary, and for the payment of engineering expenses, including salaries and miscellaneous services in the Department of Public Works, the sum of Three Hundred Dollars (\$300.00), or so much thereof as may be necessary, amounting in the aggregate to Four Thousand Dollars (\$4,000.00) shall be and the same is hereby set apart and appropriated from Bond Fund No. 122, General Improvement Bonds, 1934, and the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, warrants drawn on said fund for the payment of the cost of said work.*

Section 3. *That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.*

Passed December 2, 1935.

Approved December 11, 1935.

Ordinance Book 47, Page 26.

No. 338

AN ORDINANCE —Providing for the letting of a contract or contracts for the furnishing and delivery of Furniture and Furnishings, Tableware, Bedding, and Hospital Equipment for the Leech Farm Sanatorium, Department of Public Health and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of Furniture and Furnishings, Tableware, Bedding and Hospital Equipment at a cost not to exceed the sum of Twenty-Eight Hundred (\$2800.00) Dollars, for the Leech Farm Sanatorium, Department of Public Health, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1234-Equipment, Department of Public Health.*

Section 2. *That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.*

Passed December 2, 1935.

Approved December 11, 1935.

Ordinance Book 47, Page 26.

No. 339

AN ORDINANCE —Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for

the furnishing of labor, material and/or services necessary for the construction, reconstruction, maintenance, repair and/or operation of buildings, structures, equipment, tools and other property and their appurtenances of the City of Pittsburgh in the custody of the Department of Public Works, for the calendar year, 1936, and providing for the payment of the costs thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidders for furnishing the labor, materials and/or services necessary for boiler and steel tank repairs, brick work repairs, concrete repairs, elevator repairs, electric welding, electrical repairs, hauling cast iron pipe and appurtenances, hot water and steam heating system repairs, iron and wire work repairs, engineering instrument rentals, machinery repairs, office and drafting room furniture rentals, oxy-acetylene welding and brazing, plumbing repairs, roof repairs, soda ash hauling, towel service, calculating machine rentals and service, door lettering, furnishing keys and lock repairs, lawn mower repairs, marble and tile repairs, patch plastering, piano tuning, radiator and sheet metal repairs on automotive equipment, rat extermination, saw sharpening, steel spring repairs on automotive equipment, typewriter rentals and service, chlorinator equipment repairs, truck hire and any other proper and necessary services required to be employed for the use and advantage of the City of Pittsburgh in the construction, reconstruction, maintenance, repair and/or operation of the buildings, structures, equipment, tools and any other property and appurtenances of the City of Pittsburgh in the custody of the Department of Public Works, for the calendar year 1936, and to enter into contracts with the successful bidders for the furnishing of the same in ac-

cordance with the laws and ordinances governing said City.

Section 2. That the costs thereof shall be and the same are hereby made payable from funds appropriated for construction, for reconstruction, for miscellaneous services, or for repairs (whichever may be proper to the character of the work), in various accounts but all under the Department of Public Works, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds in payment of the same.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 2, 1935.

Approved December 11, 1935.

Ordinance Book 47, Page 27.

No. 340

A N ORDINANCE —Authorizing and directing the Grading to a width of Thirty-Eight Feet (38'), Paving and curbing of WILTSIE STREET, from Lincoln avenue to East Chester street, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes: letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

WHEREAS, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of WILTSIE STREET, from Lincoln avenue to East Chester street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same; Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That WILTSIE STREET, from Lincoln avenue to East Chester street, be graded to a width of thirty eight feet (38'), paved and curbed; the center line of said grading to coincide with the center line of street as opened, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading to a width of thirty eight feet (38'), Paving and Curbing of said street between said points. Including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of TWENTY SIX THOUSAND DOLLARS (\$26,000.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same,

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 2, 1935.

Approved December 11, 1935.

Ordinance Book 47, Page 28.

No. 341

AN ORDINANCE —Authorizing and directing the construction of a public sewer on the north sidewalk and roadway of Thelma street, on Unnamed way and across Superior avenue, from a point about 100 feet west of Shadeland avenue to the existing sewer on Superior avenue, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on the north sidewalk and roadway of Thelma street, on Unnamed way and across Superior avenue, from a point about 100 feet west of Shadeland avenue to the existing sewer on Superior avenue, including as may be necessary, the excavation of exploratory test holes.*

Commencing on the north sidewalk of Thelma street at a point about 100 feet west of Shadeland avenue, thence westwardly along the north sidewalk of Thelma street to a point opposite Unnamed way, thence southwardly across Thelma street and along Unnamed way to the existing sewer on Superior avenue. Said sewer to be Terra Cotta pipe, 12" and 15" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract

price or contract prices not to exceed the total sum of TWELVE HUNDRED (\$1200.00) DOLLARS which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 2, 1935.

Approved December 11, 1935.

Ordinance Book 47, Page 29.

No. 342

AN ORDINANCE—Authorizing and directing the construction of a public sewer on west sidewalk and roadway of Jacob street, from Roseville street to the existing sewer on the east sidewalk of Jacob street, at Brookline boulevard, including as may be necessary the excavation of exploratory test holes and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a Public Sewer be constructed on the west sidewalk and roadway of Jacob street, from Roseville street to the existing sewer on the east sidewalk of Jacob street, at Brookline boulevard, including as may be necessary the excavation of exploratory test holes.

Commencing on the west sidewalk

of Jacob street, at Roseville street, thence southwardly and southeastwardly along the west sidewalk and roadway of Jacob street to the existing sewer on the east sidewalk of Jacob street, at Brookline boulevard. Said sewer to be Terra Cotta pipe and 10" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of TWELVE HUNDRED (\$1200.00) DOLLARS which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 2, 1935.

Approved December 11, 1935.

Ordinance Book 47, Page 30.

No. 343

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Milan avenue and the west sidewalk and roadway of Birchland street, from a point about 450 feet east of Birchland street to

the existing sewer on Birchland street, at Dahlia way, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on Milan avenue and the west sidewalk and roadway of Birchland street, from a point about 450 feet east of Birchland street to the existing sewer on Birchland street, at Dahlia way, including as may be necessary, the excavation of exploratory test holes.

Commencing on Milan avenue at a point about 450 feet east of Birchland street; thence westwardly and southwardly along Milan avenue to the west sidewalk of Birchland street, thence southwardly and southeastwardly along the west sidewalk and roadway of Birchland street to the existing sewer on Birchland street at Dahlia way. Said sewer to be Terra Cotta pipe and 8" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance: the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of EIGHTEEN HUNDRED (\$1800.00) DOLLARS which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in ac-

cordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 2, 1935.

Approved December 11, 1935.

Ordinance Book 47, Page 31.

No. 344

AN ORDINANCE —Amending ordinance No. 294, approved by the Mayor October 26, 1935, entitled, "An ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Maurice street, Second avenue and private property of C. G. Hussey & Company, from the existing sewer on Maurice street at Rock street to the Monongahela river, with a branch relief sewer on the southwest sidewalk of Second avenue, and the construction of drainage improvements in the Maurice Street Drainage Basin, including as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of Fifty-five Thousand (\$55,000.00) Dollars for the payment of the cost of said work from code account No. 1556, Emergency Appropriation, and Three Thousand (\$3,000.00) Dollars for the payment of engineering expenses including salaries, wages and miscellaneous services in the Department of Public Works from code account No. 1556-1, Engineering Expenses, Emergency, Maurice Street Sewer", by increasing the sum stipulated in amount of Fifty-five Thousand (\$55,000.00) Dollars to Sixty Thousand (\$60,000.00) Dollars.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

the title and Section 2 of ordinance No. 294, approved by the Mayor October 26, 1935, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Maurice street, Second avenue and private property of C. G. Hussey & Company, from the existing sewer on Maurice street at Rock street to the Monongahela river, with a branch relief sewer on the southwest sidewalk of Second avenue, and the construction of drainage improvements in the Maurice Street Drainage Basin, including as may be necessary, the excavation of exploratory test holes, and authorizing the setting aside of the sum of Fifty-five Thousand (\$55,000.00) Dollars for the payment of the cost of said work from code account No. 1556, Emergency Appropriation, and Three Thousand (\$3,000.00) Dollars for the payment of engineering expenses, including salaries, wages and miscellaneous services in the Department of Public Works from code account 1556-1, Engineering Expenses, Emergency, Maurice Street Sewer", is hereby amended by increasing the sum stipulated therein in amount of Fifty-five Thousand (\$55,000.00) Dollars to Sixty Thousand (\$60,000.00) Dollars.

Section. 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 9, 1935.

Approved December 16, 1935.

Ordinance Book 47, Page 32.

No. 345

AN ORDINANCE —Granting permission to the American Brake Shoe and Foundry Company to extend a railroad siding across 38th Street for a distance of 40 feet in the Sixth ward of the City of Pittsburgh, Pa.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That The American Brake Shoe and Foundry Company is hereby authorized to extend their railroad siding as shown on a certain plan marked Proposed Siding at 38th Street dated September 16, 1935, and known as Accession B No. 436 and on file in the office of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, said siding being located as follows to wit:—

Beginning at a point on the westerly line of 38th Street distant 218.03 feet from the northerly line of Foster street, thence deflecting 90° and in a northeasterly direction for a distance of 40.00 feet to a point on the easterly line of 38th Street, said point being distant 215.65 feet from the northerly line of Foster street.

Section 2. The American Brake Shoe and Foundry Company prior to the construction of the siding shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location of all surface and sub-surface structures in detail for the construction of said siding and the plans and construction of siding shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over city streets, and to the ordinances of the City of Pittsburgh, relating thereto and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance, and use of a siding on city streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, or special reinforcement of paving, repair of sewers, water lines, and other surface and subsurface structures which may

be in any way damaged or disturbed by reason of the construction, maintenance, and use of said siding. All of the said work, including the repaving of the street damaged shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said siding upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinances of Council to the said American Brake Shoe and Foundry Company, their successors and assigns, to that effect and that the said grantee shall, when so notified, at the expiration of the said six months, forthwith, remove the said siding and replace the street to its original condition at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the streets and subsurface structures therein, by reason of the construction, maintenance, and use of the said siding and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This Ordinance shall become null and void unless within sixty (60) days after its passage and approval, the American Brake Shoe and Foundry Company shall file with the City Controller its certificate of acceptance and the provisions thereof, said certificate to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 9, 1935.

Approved December 16, 1935.

Ordinance Book 47, Page 33.

No. 346

AN ORDINANCE — Authorizing the issuance of warrants in favor of Charles B. Prichard, Esq. in the sum of \$3000.00, Turnbull Construction Company in the sum of \$202.66; Honus Wagner Sporting Goods Company in the sum of \$108.35; Leo A. Brennan in the sum of \$12.00 and Fort Pitt Typewriter Company in the sum of \$16.50.

WHEREAS, Charles B. Prichard, Esq. was employed by the Civil Service Commission in investigations at a salary of \$250.00 per month from November 15th, 1934 to November 15th, 1935, which amounts to \$3000.00, and

WHEREAS, The Turnbull Construction Co. furnished 10133 gallons of oil at two cents per gallon for playgrounds which was purchased direct and amounts to \$202.66, and

WHEREAS, The Honus Wagner Sporting Goods Company bid on Water Polo Balls and furnished a price per dozen which was in error and should have been each, the difference amounting to \$108.35, and

WHEREAS, Leo A. Brennan was employed by the Superintendent of the Garage as a brick-layer for one day, which amounts to \$12.00 for which he was not paid, and

WHEREAS, The Department of City Planning rented typewriters from the Fort Pitt Typewriter Company after the contract had expired, in the sum of \$16.50, and

WHEREAS, under the provisions of the Act of May 23rd, 1874, known as "The Wallace Act" the City of Pittsburgh is authorized to direct the payment of any claims against the City without previous authority of Law, where the City has received the benefit of the same. Now Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants as follows:*

Charles B. Prichard, Esq., for services rendered the Civil Service Commission in the sum of Three Thousand and no/100 (\$3000.00) Dollars and charge same to Code Account No. 1101-1, Salaries, 1934, Civil Service Commission;

Turnbull Construction Company for oil furnished the Bureau of Recreation for playgrounds in the sum of Two Hundred Two and 66/100 (\$202.66) Dollars, and charge same to Code Account No. 1902, Bureau of Recreation;

Honus Wagner Sporting Goods Co. to correct an error they made in a bid for furnishing Water Polo Balls to the Bureau in the sum of One hundred Eight and 35/100 (\$108.35) Dollars and charge same to Code Account No. 1917, Bureau of Recreation.

Leo A. Brennan for services rendered at the Division of Garage and Repair Shop for one day as a Bricklayer, in the sum of Twelve and no/100 (\$12.00) Dollars, and charge same to Code Account No. 1412, Wages, Division of Garage and Repair Shop.

Fort Pitt Typewriter Co. for typewriter rental in the sum of Sixteen and 50/100 (\$16.50) Dollars and charge same to Bond Fund No. 118-9.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 9, 1935.

Approved December 16, 1935.

Ordinance Book 47, Page 34.

No. 347

AN ORDINANCE —Authorizing and directing the City Controller to

charge extra work, amounting to \$5684.31 as part of the cost of completing the contract duly entered into with the Harrison Construction Company for the grading to a width of 40 feet, paving and curbing of McCaslin street, from Greenfield avenue to Bigelow street, including the laying of water lines, Contract No. 389, Controller's office file, Filling Mine Workings Under Street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City Controller is hereby authorized and directed to charge extra work duly certified to by the Director of the Department of Public Works, amounting to \$5684.31 as part of the cost of completing the contract duly entered into with the Harrison Construction Company for the grading to width of 40 feet, paving and curbing of McCaslin street, from Greenfield avenue to Bigelow street, including laying of water lines, Contract No. 389, Controller's office file, Filling Mine Workings Under Street.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 9, 1935.

Approved December 16, 1935.

Ordinance Book 47, Page 35.

No. 348

AN ORDINANCE —Amending an ordinance entitled, "An Ordinance creating and establishing certain temporary positions in the Traffic Court, Office of the Mayor, fixing the rate of compensation therefor and providing for the payment of the cost thereof," approved July 26, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portion of an ordinance entitled,*

"An Ordinance creating and establishing certain temporary positions in the Traffic Court, Office of the Mayor, fixing the rate of compensation therefor and providing for the payment of the cost thereof," approved July 26, 1935, which reads as follows:—

"for a period of thirty (30) days each,"
shall be and the same is hereby amended to read—

"for a period of sixty (60) days each."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 9, 1935.

Approved December 16, 1935.

Ordinance Book 47, Page 35.

No. 349

AN ORDINANCE— Fixing the rentals of stands and stalls in the North Side Market House, and providing for the regulation and leasing of the same.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That From and after the first day of January, 1936, the rates and rentals to be charged for stalls and stands in the North Side Market shall be and the same are hereby fixed and established as follows, to wit:

Stand No. 74 at the rate of \$720.00 per annum.

Stands No. 30 and 19, at the rate of \$600.00 per annum.

Stand No. 37, at the rate of \$504.00 per annum.

Stands No. 3, 4, 5 and 6 at the rate of \$500.00 per annum.

Stands No. 11, 12, 24, 85, 86, 89, 90, 92 and 93 at the rate of 480.00 per annum.

Stands No. 1, 2, 7, 8, 9, 10, 13, 14, 15, 16, 17, and 18 at the rate of \$450.00 per annum.

Stands No. 25, 32, 33, 34, 35, 50, 51, 66, 67, 91, 94, 95, 97, 98 and 99 at the rate of \$420.00 per annum.

Stands No. 29, 56, 58, 73, 81, at the rate of \$400.00 per annum.

Stands No. 23, 31, 36, 43, 44, 53, 55, 100, 101, 102 at the rate of \$360.00 per annum.

Stands No. 28, and 57 at the rate of \$350.00 per annum.

Stands No. 59, 72, 82 at the rate of \$320.00 per annum.

Stands No. 20, 21, 33, 26, 27, 39, 42, 45, 68, 70, 78, 80, 83, 84, 87, 88, and 103 at the rate of \$300.00 per annum.

Stands No. 38, 40, 41, 46, 47, 48, 49, 52, 54, 60, 61, 62, 63, 64, 65, 69, 71, 75, 76, 77, 78, 96 at the rate of \$270.00 per annum.

Section 2. Farmers stalls shall be rented on a yearly basis of \$120.00 per annum or at a minimum rental of \$.50 per day when rented for a period less than one year. When said stalls are leased on a yearly basis rental for the same shall be paid monthly in advance and when said stalls are leased by the day, rental shall be paid in advance.

Farmer shall mean a person who raises his own products upon land owned or leased by himself and located within Allegheny County and only products actually produced on said land shall be sold from said stalls.

Section 3. The Director of the Department of Public Works is hereby authorized and directed to execute, and deliver leases for said stands and stalls, said leases shall provide that the term of each lease shall not exceed two years and should the rent of the lessee become delinquent for a period of sixty (60) days, his lease shall be terminated thereupon, said leases to be written upon a general form or forms approved by the City Solicitor.

Section 4. The Director of the Department of Public Works is hereby authorized and directed to formulate and enforce such rules and regulations for the government and preser-

vation of order in the North Side Market as he may deem necessary.

Section 5. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 9, 1935.

Approved December 16, 1935.

Ordinance Book 47, Page 36.

No. 350

A N ORDINANCE —Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the installation of a boiler at North Side Municipal Hall, and setting aside the sum of Twenty-five Hundred (\$2,500.00) Dollars from Bond Fund No. 111, General Improvement Bonds, 1932, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the installation of a boiler at North Side Municipal Hall, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.*

Section 2. That the sum of Twenty-five Hundred (\$2,500.00) Dollars, for the payment of the cost thereof to be borne by the City of Pittsburgh, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Bond Fund No. 111, General Improvement Bonds, 1932, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said

funds for the payment of the costs thereof.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 9, 1935.

Approved December 16, 1935.

Ordinance Book 47, Page 37.

No. 351

A N ORDINANCE —Authorizing and directing the construction of a public sewer on Wiltsie street, East Chester street and Undercliff way, from the crown southeast of Fern Rock road to the existing sewer on the northwest sidewalk of Lincoln avenue and to the existing sewer on Undercliff way, southeast of Wardson street, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on Wiltsie street, East Chester street and Undercliff way, from the crown southeast of Fern Rock road to the existing sewer on the northwest sidewalk of Lincoln avenue and to the existing sewer on Undercliff way, southeast of Wardson street, including as may be necessary, the excavation of exploratory test holes. Commencing on Wiltsie street at the crown southeast of Fern Rock road, thence southeastwardly along Wiltsie street to the existing sewer on the northwest sidewalk of Lincoln avenue, also, commencing on Wiltsie street at the crown southeast of Fern Rock road, thence northwestwardly along Wiltsie street to East Chester street, thence northeastwardly along East*

Chester street to Undercliff way, thence northwestwardly along Undercliff way to the existing sewer on Undercliff way, southeast of Wardson street. Said sewer to be Terra Cotta Pipe, 15" and 18" in diameter; with 8" lateral sewers extending from the main sewer on Wiltsie street to points about 2 feet inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of FIVE THOUSAND (\$5,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited, thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 9, 1935.

Approved December 16, 1935.

Ordinance Book 47, Page 38.

No. 352

AN ORDINANCE —Levying and assessing taxes and water rents for the fiscal year beginning January 1st, 1936 and ending December 31, 1936, upon all property subject to taxation

within the limits of the City of Pittsburgh.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That for the purpose of providing sufficient revenue for the payment of the ordinary current expenses of said City, for the payment of interest on the funded and floating indebtedness of said City and of the constituent units constituting the present City of Pittsburgh, created prior to their annexation to or consolidation with said City, for the payment of the amounts required to be paid to the several sinking funds for the retirement at maturity of the outstanding indebtedness of said City and of the constituent units constituting the present City of Pittsburgh, created prior to their annexation to or consolidation with said City, due or to become due during the fiscal year beginning January 1st, 1936, and ending December 31, 1936, and for the payment of other liabilities of said City due or to become due during the fiscal year beginning January 1st, 1936, and ending December 31, 1936, the following taxes shall be and the same are hereby levied and assessed upon all property taxable for state, county and city purposes within the limits of said City, viz: twenty and six tenths (20.6) mills upon each dollar or Two Dollars and Six Cents (\$2.06) upon each one hundred (\$100) dollars of the assessed valuation of land and ten and three-tenths (10.3) mills upon each dollar, or One Dollar and Three Cents (\$1.03) upon each one hundred (\$100.00) Dollars of the assessed valuation of all buildings.

Section 2. The Board of Water Assessors shall assess water rents for the period from January 1, 1936, to December 31, 1936, inclusive:

FOR EACH FAMILY USING FOR DOMESTIC PURPOSES.

One Room	\$ 1.50
Each additional room except bath-rooms	1.00
For each premise using for domestic purposes in ad- dition to the above:	

Sinks, slop sinks	each	.75
Spigots not otherwise specified	each	.75
Set washstands, one in bathroom	Free	
Set wash-stands, self-closing	each	1.00
Set wash-stands, other than self-closing	each	2.00
Tubs, each compartment	each	.50
Bath tubs	each	2.00
Bath, shower	each	5.00
Water closets, self-closing	each	3.00
Water closets, other than self-closing	each	4.00
Water closets, constant flow, 1/4 inch orifice	each	35.00
	Metered rates	
Water closets, constant flow, 1/4 inch orifice	each	55.00
	Metered rates	
Water closets, constant flow, with orifice larger than 1/4 inch not allowed.		
Water closets, outside	each	3.00
	Metered rates	
Urinals, self-closing	each	1.50
Urinals, other than self-closing	each	3.00
Urinals, constant flow, 1/4 inch orifice	each	35.00
	Metered rates	
Urinals, constant flow, 1/4 inch orifice	each	55.00
Urinals, constant flow, with orifice larger than 1/4 inch not allowed.		
Wash pave or other house attachments, 1/2 inch or 3/4 inch (no hose connections larger than 3/4 inch allowed)	each	5.00
Lawn sprinklers	each	15.00
Hydrants, upright on public street or alley	each	10.00
Hydrants, self-closing per family using .....		.50
Hydrants, other than self-closing per family using	each	2.00
Steam or water boilers for heating ten rooms or under		2.00
Additional for each room above ten .....		.20
Water motors for washing purposes, in houses of 1 to 4 rooms	each	3.50
Vacuum cleaners, in houses of 1 to 4 rooms	each	3.50
Water motors, for washing purposes, in houses of 5 to		

7 rooms	each	6.00
Vacuum cleaners, in houses of 5 to 7 rooms	each	6.00
Water motors, for washing purposes in houses of 8 to 10 rooms	each	12.00
Vacuum cleaners, in houses of 8 to 10 rooms	each	12.00
Water motors for washing purposes, in houses of 11 to 13 rooms	each	15.00
Vacuum cleaners, in houses of 11 to 13 rooms	each	15.00
Water motors for washing purposes, in houses of 14 rooms and upwards	each	20.00
Vacuum cleaners, in houses of 14 rooms and upwards	each	20.00
Water motors for other purposes supplied only at meter rates.		

Motor washers shall be assessed as long as they remain in the premises.

BOARDING AND ROOMING HOUSES.

In addition to the foregoing rates for domestic purposes:

Boarders and roomers, not exceeding five	2.00
Boarders and roomers, not exceeding ten	5.00
Boarders and roomers, not exceeding twenty-five	10.00
Boarders and roomers, each additional twenty-five	5.00

HOTELS, RESTAURANTS, ETC.

Hotels of not more than twenty-five rooms ..per room	1.25
Hotels of more than twenty-five rooms ..per room	1.25
	Metered rates

Bar including water fixtures	each	30.00
	Metered rates	

Kitchen, according to the number of draw cocks 10.00 to 50.00		
Sinks, slop sinks	each	6.50
Set washstands, cold, self-closing	each	3.00
Set washstands, hot and cold self-closing	each	4.50
Set washstands, other than self-closing	each	7.00
Baths, private, for the use of guests	each	7.00
Baths, public	each	12.50
Baths, showers	each	15.00
Water closets, self-closing	each	5.50

Water closets, other than self-closing	each	9.00
Water closets, constant flow, 1/4 inch orifice	each	35.00
Water closets, constant flow, 1/4 inch orifice	each	55.00
	Metered rates	
Water closets, constant flow, with orifice larger than 1/4 inch not allowed.		
Urinals, self-closing	each	5.00
Urinals, other than self-closing	each	7.00
Urinals, constant flow, 1/4 inch orifice	each	35.00
	Metered rates	
Urinals, constant flow, 1/4 inch orifice	each	55.00
	Metered rates	
Urinals, constant flow, with orifice larger than 1/4 inch not allowed.		
Laundries attached to hotels, per room in hotel .....		.50
Steam or water boilers for heating, for each room from 1 to 10 .....		.75
Additional for each room above ten .....		.50
Steam boilers for power purposes, per each H.P.		3.50
	Metered rates	
Gas engines, with circulating tanks, per each H.P.		1.50
	Metered rates	
Gas engines, without circulating tanks, per each H.P.		3.00
	Metered rates	
Water for either cooling or flushing purposes supplies only at metered rates.		
Elevators, hydraulic, according to capacity, each \$100.00 to 1,500.00		
Hydrants, upright for watering horses	each	20.00
Wash pave	each	3.00
Hose, 3/4 inch or 1/2 inch	each	7.50
Hose, larger than 3/4 inch	each	20.00
	Metered rates	
Motor washers for washing, etc.	each	40.00
	Metered rates	
Spigots for ordinary purposes not enumerated	each	8.00
Restaurants and eating houses in addition to above for hotels, restaurants, etc.		
Guests, not exceeding 100 daily		10.00
	Metered rates	

Guests, not exceeding 200 daily		20.00
	Metered rates	
Guests, not exceeding 500 daily		30.00
	Metered rates	
Guests, not exceeding 1,000 daily		50.00
	Metered rates	

WORKSHOPS, STORES, OFFICES, AMUSEMENT PLACES, ETC.

Stores of any character, amusement places, meeting places except regular meeting places of religious denominations, first floor, per 100 square feet		1.00
All additional floors contained in the same buildings and occupied by one tenant per 100 square feet .....		.75
When occupied by more than one tenant, per 100 square feet		1.00
Offices	each room	2.00
Office buildings, exceeding 25 rooms, shall be supplied at meter rates only.		
Warehouses with water service on premises, per floor		10.00
	Metered rates	
Warehouses without water on premises		10.00

A warehouse is here defined as a building used solely and entirely for the storage of goods.

In addition to the rates enumerated above:

Sleeping rooms, with stationary washstand	each	4.00
Sleeping rooms without stationary washstand	each	3.00
Set washstands, self-closing each		1.50
Set washstands, other than self-closing	each	2.00
Baths	each	4.00
Shower Baths	each	10.00
Water closets, self-closing each		3.00
Water closets, other than self-closing	each	5.00
Water closets, constant flow, 1/4 inch orifice	each	35.00
	Metered rates	
Water closets, constant flow, 1/4 inch orifice	each	55.00
	Metered rates	
Water closets, constant flow, with orifice larger than 1/4 inch not allowed.		

Urinals, self-closing	each	2.00
Urinals, other than self-closing	each	4.00
Urinals, constant flow $\frac{1}{4}$ inch orifice	each	35.00
	Metered rates	
Urinals, constant flow, $\frac{1}{4}$ inch orifice	each	55.00
	Metered rates	
Urinals, constant flow, with orifice larger than $\frac{1}{4}$ inch not allowed.		
Fixtures and water uses not enumerated under this heading shall be assessed under the heading "Hotels, Restaurants, etc."		
Breweries, capacity 10,000 bbls. or less per annum ...	per bbl.	.03
	Metered rates	
Breweries, capacity 10,000 to 30,000 bbls. per annum	per bbl.	.02- $\frac{1}{2}$
Breweries, capacity 30,000 bbls. or more per annum ...	per bbl.	.02
	Metered rates	
Billiard tables, from one to three tables	each	1.00
Additional tables	each	.50
Bowling alleys, from one to three alleys	each alley	1.00
Additional alleys	each	.50
Barber shops, no additional for stationary washstands	each chair	7.50
Blacksmith forges, one or two fires	each fire	6.00
Blacksmith forges, additional fires	each additional fire	4.00
Brick yards, summer yards, per gang of six men	each gang	15.00
Brick yards, using machinery on all brick made ...	per 1000	.03
	Metered rates	
Bakeries per bbl. of flour used	per bbl.	.05
Dye establishments per tub or machine	each	10.00
Laundries, per washing machine	each	50.00
All establishments doing a laundry business for a profit not using washing machines .		50.00
Photograph or blueprint galleries, per bath	each	15.00
Slaughter houses, per head dressed	each	.10
	Metered rates	
Hydraulic elevators, according		

to capacity	from \$100 to \$1,500.00	Metered rates
Bottling houses		Metered rates
Malting houses		Metered rates
Natatoriums		Metered rates
Natatoriums, where the use of the same is given free to school children at least one time each week 50 per cent of the metered rates.		
Refrigerating plants, large or small		Metered rates

PUBLIC BUILDINGS OTHER THAN SCHOOL BUILDINGS

Steam or water boilers for heating 1 to 10 h.p.	per h.p.	1.00
Additional for each h.p. over 10 h.p.		2.00
Wash pave	each	5.00
Fixtures or water uses not enumerated under this heading shall be assessed under the heading of "Hotels, Restaurants, Etc."		

SCHOOL BUILDINGS

Rooms		1.50
Wardrooms, cloakrooms, etc. ...		Free
Water closets, self-closing each		3.00
Water closets, other than self-closing	each	4.00
Water closets, constant flow, $\frac{1}{4}$ inch orifice	each	35.00
	Metered rates	
Water closets, constant flow, $\frac{1}{4}$ inch orifice	each	55.00
	Metered rates	
Water closets, constant flow, with orifice larger than $\frac{1}{4}$ inch not allowed.		
Set washstands, self-closing	each	1.00
Set washstands, other than self-closing	each	2.00
Sinks, slop sinks, self-closing	each	1.00
Sinks, slop sinks, other than self-closing	each	2.00
Urinals, self-closing	each	1.50
Urinals, other than self-closing	each	3.00
Urinals, constant flow, $\frac{1}{4}$ inch orifice	each	35.00
	Metered rates	
Urinals, constant flow, $\frac{1}{4}$ inch orifice	each	55.00
	Metered rates	
Urinals, constant flow, with orifice larger than $\frac{1}{4}$ inch not allowed.		

Boilers for steam heating each	10.00
Boilers for power purposes	
per each h.p.	1.50
Gas engines with circulating tanks	per each h.p. 1.50
Gas engines, without circulating tanks	per each h.p. 3.00
Hose	each 5.00
Livery and boarding stables	
per stall	3.00
	Metered rates
Vehicles in livery or boarding stables	each 3.00
	Metered rates
Hose for use in livery or boarding stables	each 25.00
	Metered rates
Horses not in livery or boarding stables	each 2.50
Vehicles not in livery or boarding stables	each 2.00
Automobiles	each 5.00
Cows	each 1.50
Fixtures and water uses not enumerated under this heading shall, in case of public stables be assessed under the heading "Hotels, Restaurants, etc." and in case of private stables, under the heading, "Domestic Purposes."	

SPRINKLING CARTS

Capacity 250 gals. or less,	
per	month 18.00
Capacity 550 gals. or less,	
per	month 33.00
Capacity greater than 550 gals.	
per	month Metered rates

FOUNTAINS AND AQUARIA

Flowing ten hours per day, six months, per year, counter jets in stores 1/16 inch	each 8.00
	Metered rates
Gardens, etc. 1/16 inch jet	each 8.00
	Metered rates
Gardens, etc. each additional jet	3.00
	Metered rates
Gardens, etc. 1/4 inch jet	each 10.00
	Metered rates
Gardens, etc. each additional jet	5.00
	Metered rates
Gardens, etc. 1/4 inch jet	each 18.00
	Metered rates
Gardens, etc. additional jet	10.00
	Metered rates
Gardens, etc. 1/2 inch jet	each 50.00
	Metered rates

BUILDING PURPOSES

Stone	per perch .05
Brick	per 1000 .10
Plaster	per 100 square yards .50
Cement flooring	
per	100 square feet .12
Concrete	per cubic yard .05

EXONERATIONS

(FLAT RATE ONLY)

FOR VACANCIES—Where the premises is vacant and the entire supply of water shall, at the owner's written notice served on the Board of Water Assessors, be turned off by their direction by the Bureau of Water, and such water shall be turned on only by the Bureau of Water, at the owner's written notice to the Board of Water Assessors, exonerations of ninety (90%) per cent. for the flat assessment for the period during which the water is shut off shall be issued; provided that the period during which the water is shut off is greater than sixty (60) days consecutively.

All requests for exonerations for excessive assessments must be made during the current year in which the assessments are made, or during twelve (12) months after the termination of said year, and no exonerations shall be granted after said period has expired.

FOR CHANGES IN WATER USES—

Where fixtures are removed and water uses discontinued, exonerations will be issued covering the discontinued use from the date of approval of contract covering the revised water uses. In case any owner of any premises shall cause or allow water to be used for any purpose or in any fixtures for which there is no approved water contract on file in the office of the Bureau of Water, the rate for such usage or fixtures shall be at the rate specified in the foregoing schedule and shall date from the preceding January 1st, and the water for the entire premises shall be shut off until an approved contract for such additional water uses or fixtures has been signed and placed on file in the office of the Bureau of Water.

All fixtures on any premises,

whether used or not, will be assessed as long as they remain in position.

WATER FOR FIRE PURPOSES.

No charge shall be made for water used during fires. All water used through fire systems except during fires, shall be charged for at metered rates. All fire systems shall be metered, excepting sprinkler head systems, and the minimum charge for each quarter year shall be as follows: 2" and 3" meters ...\$2.00 per quarter 4" meters 3.00 per quarter 6" meters and over . 4.50 per quarter

EXPLANATION OF THE FOREGOING SCHEDULE

In the foregoing schedule of rates, in cases where both flat and metered rates are specified, such flat rates shall govern until a meter or meters, controlling the entire supply of water, shall have been installed, when the metered water rates, rules and regulations shall govern. In the foregoing schedule of rates, in cases where metered rates, only, are specified, and the meter or meters are not in service or approved service during any portion of the water rent period, the registration for the portion of the water rent period during which the meter or meters are in approved service, or the registration during the preceding water rent period, shall be applied pro rata to the period during which the meter or meters are not in approved service. All water supplied at metered rates shall be at the following rates per quarter year:

METERED WATER RATES.

First 250,000 gallons or
less20 cents per 1000 gallons
Second 250,000 gallons or
less18 cents per 1000 gallons
Third 250,000 gallons or
less16 cents per 1000 gallons
Fourth 250,000 gallons or
more14 cents per 1000 gallons

Hospitals, dispensaries and such other charities as are supported by public and private contributions, shall be charged at the rate of seven (7) cents per thousand gallons; provided, however, that hospitals supported by public charity shall receive free of all charge two hundred fifty (250) gallons of water per person per day,

and schools supported by private charity shall receive free of all charge twenty-five hundred (2500) gallons of water per pupil per annum.

All hospitals and charitable institutions operating and maintaining laundries for commercial purposes, or maintaining and operating hydraulic power producing machinery, shall pay the usual fixed rate for all water used for such purposes.

All hospitals and charitable institutions within the City of Pittsburgh which operate and maintain laundries for commercial purposes, or operate hydraulic power producing machinery, shall maintain separate water lines for such laundries or hydraulic power producing machinery. All water used for such purposes shall be separately and specially metered.

For all water taken, the rate for which is not specifically provided and which is not measured by meter, the quantities shall be estimated and charged for at the above metered rates; and provided, further, that in no case where metered water rates are in force shall the charge for such premise for each quarter be less than the amount specified in the following schedule:

25 cents per quarter for 1 and 2 roomed dwelling house premises
50 cents per quarter for 3 and 4 roomed dwelling house premises
\$1.00 per quarter for 5 and 6 roomed dwelling house premises
\$1.25 per quarter for 7 and 8 roomed dwelling house premises
\$2.00 per quarter for 9 and 10 roomed dwelling house premises
2.50 per quarter for 11 and 12 roomed dwelling house premises
\$3.00 per quarter for 13 and 14 roomed dwelling house premises
\$4.00 per quarter for 15 and 16 roomed dwelling house premises
\$5.00 per quarter for dwelling house premises of more than 16 rooms.

For all premises not included in the above schedule the minimum charge shall be 2½ per cent. of the yearly flat assessment per quarter, excepting in each case where a premise is equipped with an auxiliary water supply consisting of a pumping engine of not less than 50,000 gallons

per day capacity and a reserve tank of not less than 3000 gallons capacity, the minimum charge for each quarter shall be as follows:

For each $\frac{1}{8}$ inch meter	\$ 2.00
For each $\frac{3}{8}$ inch meter	3.00
For each 1 inch meter	5.00
For each 1- $\frac{1}{4}$ inch meter	7.50
For each 1- $\frac{1}{2}$ inch meter	10.00
For each 2 inch meter	12.50
For each 3 inch meter	20.00
For each 4 inch meter	30.00
For each meter larger than 4 inch	50.00

The meter or meters to be used must be approved by the Bureau of Water, must be installed under the direction of and in a manner satisfactory to the Bureau of Water and shall at all times be accessible to the Board of Water Assessors and the Managing Engineer of the Bureau of Water, their agents or assistants. Metered rates charged to any premises cannot be changed to flat rates. All meters must be furnished by and at the expense of the property owner. Meters will be tested, repaired and replaced by the Department of Public Works. For this service there will be levied on each metered service the following quarterly charge:

$\frac{1}{8}$ x $\frac{1}{8}$ x $\frac{3}{4}$ inch meter	\$.50 per quarter
$\frac{3}{8}$ inch meter .....	.75 per quarter
1 inch meter	1.00 per quarter
1- $\frac{1}{4}$ inch meter	1.25 per quarter
1- $\frac{1}{2}$ inch meter	2.00 per quarter
2 inch meter	3.00 per quarter
3 inch meter	6.00 per quarter
4 inch meter	11.00 per quarter
6 inch meter	20.00 per quarter
8 inch meter	40.00 per quarter
10 inch meter	60.00 per quarter

That all meters shall be read quarterly and as promptly thereafter as possible, a statement of water used by consumer in the preceding quarter, together with the amount then due the City of Pittsburgh shall be promptly mailed to said consumer. All charges to metered water consumers shall be subject to a discount of two (2%) per centum on the face thereof if paid within ten days; shall be payable at face if paid within the next succeeding ten days, and if not paid within twenty days after date of said notice shall be subject to

penalty for non payment of two (2%) per centum additional plus one-half of one per centum for each month or any part thereof that the same shall not be paid.

In case the said accounts are not paid within twenty days as provided in above paragraph hereof, they shall become delinquent and the said accounts shall thereafter be collected by the Collector of Delinquent Taxes, who shall, in default of payments, proceed with the collection thereof and the filing of liens in the same manner and at the same time as is provided under the Acts of Assembly for the year.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 16, 1935.

Approved December 17, 1935.

Ordinance Book 47, Page 39.

No. 353

AN ORDINANCE—Regulating signs, barber poles, marquises, awnings and canopies; providing for the inspection thereof; providing for the issuing of erection permits and maintenance and inspection certificates therefor; providing for registration of persons, firms and corporations, engaged in the business of outdoor advertising; fixing fees for said permits, certificates and registrations; and providing penalties for the violation of the provisions of this ordinance.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from and after the approval of this ordinance, the following provisions regulating signs, barber poles, marquises, awnings and canopies shall be in full force and effect.

Section 2

SCOPE OF ORDINANCE

(1) SHORT TITLE. This ordinance

shall hereafter be known and cited as the Sign Regulations.

(2) **MATTER COVERED.** Construction, erection and maintenance of projecting signs, roof signs, ground signs, wall signs, post signs, globe signs, temporary signs, barber poles, marqueises, awnings and canopies; application for and issuance of permits and maintenance and inspection certificates therefor; registration of persons, firms and corporations engaged in the business of outdoor advertising; fees for permits, certificates and registrations; inspection of signs and other structures regulated by this ordinance; abatements of unsafe conditions in signs and other such structures; and penalties for the violation of the provisions of this ordinance.

Section 3.

OUTDOOR ADVERTISING REGISTRATION

(1) **APPLICATION.** Every person, firm or corporation engaged in the business of erecting, altering, repairing and/or maintaining ground signs, wall signs, projecting signs, roof signs or post signs shall apply to the Bureau of Building Inspection for registration.

(2) **LIABILITY INSURANCE.** The applicant for registration shall file with the Bureau of Building Inspection a certificate of standard form Contractor's Public Liability Insurance covering personal injuries with limits of not less than \$10,000-\$20,000.

(3) **ISSUANCE OF CERTIFICATE.** Upon compliance with the provisions for liability insurance and payment of the fee stipulated in this ordinance, the applicant shall be eligible to receive a Certificate of Registration, which shall be issued by the Bureau of Building Inspection.

(4) **DURATION OF CERTIFICATE.** A certificate of Registration shall authorize the holder thereof to engage in the business of outdoor advertising from the date of issuance to the succeeding 31st day of December.

(5) **RENEWAL.** Registration may be renewed for a period of one year upon application, and payment of the fee stipulated in this ordinance, pro-

vided the liability insurance policy is kept in force for the ensuring year. Application shall be made before the first day of January. If the holder of a Certificate of Registration does not apply for renewal within thirty (30) days after its lapsation, the said registration shall not be subject to renewal.

(6) **CHANGE IN NAME OF REGISTRANT.** If a person, firm or corporation changes the name or form of organization under which he or it operates, registration may be changed without payment of a fee. This provision shall not be so construed as to permit the transfer of a registration from one registrant to another.

Section 4.

PERMITS AND CERTIFICATES

(1) ERECTION PERMITS.

(a) **Application.** The applicant for a permit to erect, repair, alter or relocate a sign or other structure regulated by this ordinance shall make application to the Bureau of Building Inspection setting forth the names and addresses of the owner of the property, the owner of the sign or other structure and the person, firm or corporation erecting the said sign or structure.

(b) **Plans and Specifications Required.** He shall file with the application two blue prints of the plan and structural drawings, together with a statement of the method of attachment to the building or in the ground. He shall file, also, when so instructed by the Bureau of Building Inspection, a copy of the stress sheets and calculations required to enable said Bureau to ascertain whether the sign or other structure is designed for dead load and for the wind pressure in any direction in the amount required by the Steel Regulations, Ordinance No. 341, Series of 1925, approved August 3rd, 1925, or such other regulations as may then be in force, and shall furnish such other information as may be required by the said Bureau.

(c) **Issuance.** Upon compliance by the applicant with all the provisions of this ordinance and all other laws and ordinances of the City of Pitts-

burgh and payment of the fee herein stipulated, the Superintendent of the Bureau of Building Inspection shall issue an erection permit.

(d) Duration of Permit. An erection permit shall authorize erection, repair, alteration or relocation of the sign or structure applied for and maintenance of the same until the succeeding 30th day of June. If the work authorized under an erection permit has not been completed within six (6) months after date of issuance, the said permit shall become null and void.

(2) MAINTENANCE AND INSPECTION CERTIFICATES. It shall be the duty of the owner of any sign or other structure regulated by this ordinance to apply annually to the Bureau of Building Inspection for a maintenance and inspection certificate. A maintenance and inspection certificate shall cover the period from July 1st of a given year to June 30th of the following year. The said certificate shall be applied for on or before July 1st of the year for which the certificate is required. A maintenance and inspection certificate shall be issued by the Superintendent of the Bureau of Building Inspection, provided the said sign has been legally erected and is in safe condition.

Section 5.

INSPECTION.

The Superintendent of the Bureau of Building Inspection or his agent shall inspect all signs and other structures regulated by this ordinance for which erection permits have been issued. He shall also inspect at least once in each year all signs and other structures regulated by this ordinance for which maintenance and inspection certificates are required.

Section 6.

SIGNS IN GENERAL.

(1) DEFINITION. Signs as regulated by this ordinance shall include any announcement, declaration, demonstration, display, illustration or insignia used to advertise or promote the interests of any person; firm, corporation or organization when the

same is placed in view of the general public.

(2) EXCEPTIONS. The provisions and regulations of this ordinance shall not apply to the following:

(a) Any sign placed on the inside of a building.

(b) Any sign painted or lettered directly on the wall or on the surface of any window or door of a building or other structure.

(c) Name plates or professional signs not over one (1) square foot in area attached directly to the wall of a building or other structure.

(d) Traffic signs or other municipal signs, danger signs, railroad crossing signs, legal notices and trespassing signs.

(e) Emergency non - advertising signs as may be approved by the Department of Public Safety.

(f) Bulletin boards not over eight (8) square feet in area for public, charitable or religious institutions when such bulletin boards are located on the premises of the said institutions.

(g) Non-illuminated real estate signs not exceeding eight (8) square feet in area advertising the sale, rental or lease of the premises on which they are maintained, provided there be not more than one such sign for any street frontage.

(h) Signs which are imbedded or set into a building or which are so constructed and erected as to become a part of the building, provided the said signs bear only such information as the name of the owner of the building and the nature of the business.

(i) A flat sign of solid face construction not over forty (40) square feet in area fastened directly to a building and projecting not more than four (4) inches therefrom, provided the said sign bears only the name of the owner of the business conducted in the said building and/or advertisement of products offered for sale in the said building.

(j) Tablets constructed of bronze, brass, stone or other incombustible materials when built into or attached to the walls of a building or other structure, provided such tablets bear only the name of the owner, the name or use of the building, the date of erection of the building or reading matter commemorating a person or event.

(k) Signs not in excess of fifteen (15) square feet in area announcing the names of the architect, engineer and contractors of a building under construction, alteration or repair; and signs not in excess of fifty (50) square feet in area announcing the character of the building enterprise or the purposes for which the building is intended; provided such signs are placed on fences erected as barriers for the work under construction, on the temporary building, on the construction canopy or on the building under construction, and provided also that there be not more than one such sign to each street frontage.

(l) Signs used to advertise public demonstrations or to promote civic welfare or charitable enterprises placed on posts, poles, buildings or other structures when the said signs are authorized and approved by the Department of Public Works.

(m) Signs of public service companies indicating danger, ownership of property, offices or places where their service is available to the public when the said signs are placed flat against the wall of a building or other structure.

(n) Temporary fabric banners attached to or suspended under a marquee, provided no portion of such banners be less than nine (9) feet above the sidewalk and provided, also, not more than three banners be attached to or suspended under any marquee.

(o) Temporary signs, suspended under a marquee, provided no portion of such signs be less than nine (9) feet above the sidewalk and provided, also, not more than three such signs be suspended under any marquee.

(p) Temporary signs, not over fifteen (15) square feet in area attached to the sides of a marquee or to a permanent sign erected on a marquee, provided no portion of such sign extends below the edge of the marquee.

(3) PROHIBITIONS.

(a) Obstructions to Doors, Windows or Fire Escapes. No sign shall be so erected as to prevent free ingress to or egress from any door, window or fire escape. No sign of any kind shall be attached to a fire escape.

(b) Interference With Traffic Devices. No sign shall be erected at any location where by reason of the position, shape or color of the sign, it may interfere with, obstruct the view of or be confused with any authorized traffic sign, signal or device.

(c) Paper or Fabric Signs. No sign painted or printed on paper or fabric shall be posted or otherwise secured to any projecting sign, or canopy.

Section 7.

PROJECTING SIGNS.

(1) DEFINITIONS.

(a) Projecting Signs. Projecting signs as regulated by this ordinance shall include any sign, other than a wall sign as defined in Section 10 or a globe sign as defined in Section 11 of this ordinance, which is attached to a building or other structure and extends beyond the line of the said building or structure or beyond the surface of that portion of the building or structure to which it is attached. All projecting signs shall be illuminated signs, as defined by this ordinance.

(b) Horizontal Signs. Signs which are greater in width than in height shall be considered as horizontal signs.

(c) Vertical Signs. Signs which are greater in height than in width shall be considered as vertical signs.

(d) Illuminated Signs. An illuminated sign shall mean any sign which is lighted by means of lamps or other lighting device placed within the sign

or constructed on the outside of the sign as a part of the sign structure.

(2) CONSTRUCTION.

(a) **Incombustible Materials.** All projecting signs, including frames, braces and supports, shall be constructed of incombustible materials.

(b) **Limitation of Glass.** All transparent illuminated signs shall be of substantial metal construction and the total area of transparency shall not be greater than forty (40) per cent of the total area of the sign surface. Glass letters or figures shall not exceed twenty-four (24) inches in height and shall be sufficiently strong to insure against breakage. All glass, except the stroke of the letters or figures, shall be entirely covered with incombustible materials. One section, not exceeding four (4) square feet in area, constructed of wire glass or safety glass shall be permitted on each side of a sign.

(c) **Security of Movable Parts.** Any movable part of a projecting sign such as the cover of a service opening shall be securely fastened by chains or hinges.

(3) PERMITTED AREAS.

(a) **Horizontal Signs.** A horizontal sign shall not have a greater area on one side than 100 square feet.

(b) **Vertical Signs.** A vertical sign shall not have a greater area on one side than 300 square feet.

(4) **ALLOWABLE THICKNESS.** The distance measured between the principal faces of any projecting sign shall not exceed eighteen (18) inches.

(5) **ANGLE WITH BUILDING.** No projecting sign shall be erected in such manner to form a horizontal angle of less than 90 degrees with the wall to which it is attached.

(6) **V-SHAPED SIGNS PROHIBITED.** V-shaped signs, consisting of two single faced signs erected without a roof or ceiling, shall not be permitted.

(7) **DISTANCE FROM BUILDING.** A projecting sign shall be so placed that the portion thereof nearest to

the line of the building or structure is not more than thirty (30) inches distant from the said building or structure, except when the building or structure is set back from the street line a distance not greater than thirty (30) inches, in which case a sign may be so placed that the portion thereof nearest to the building or structure is not more than thirty (30) inches beyond the building line.

(8) **PROJECTION OVER THOROUGHFARE.** No projecting sign or part of the supports or appurtenances thereof shall project into the line of any thoroughfare more than to a point six (6) inches inside the curb line, except when no portion of the sign is less than fifteen (15) feet above the sidewalk, in which case a sign may extend to the curb line.

(9) **HEIGHT ABOVE THOROUGHFARE.** No projecting sign shall extend into the line of any street or alley with any part of the said sign less than ten (10) feet above the surface of the said street or the sidewalk thereof or fifteen (15) feet above the surface of the said alley.

(10) ILLUMINATION.

(a) **Minimum Amount.** The minimum illumination from the face of a projecting sign shall be eight (8) foot-candles per square foot, measured not less than six (6) inches from the sign's edge and at a distance of twelve (12) inches from its face or projecting letters or tubing.

(b) **Minimum Time.** The minimum required amount of illumination shall be furnished on every night, except Sundays, from dusk until 11:30 P. M.

Section 8.

ROOF SIGNS

(1) **DEFINITION.** Roof signs as regulated by this ordinance shall include any sign erected upon the roof of a building or other structure.

(2) **CONSTRUCTION.** All roof signs, including uprights, supports and braces, shall be constructed entirely of incombustible materials. Decorative lattice work and ornamental moulding and battens may be of wood construction.

(3) ATTACHMENT TO WOOD ROOFS PROHIBITED. If a roof sign is to be erected on any roof of wood construction, the supporting members shall be attached to and supported solely by masonry, concrete or steel construction.

(4) SETBACK FROM OUTER WALL. No roof sign shall be erected with the face thereof within five (5) feet of the outside of the wall toward which the sign faces.

(5) CLEARANCE. A roof sign shall be so constructed as to leave a clear space of not less than five (5) feet between the roof level and the lowest part of the sign, and at least five (5) feet clearance between the vertical supports thereof.

(6) PROHIBITED OBSTRUCTIONS. No sign shall be placed on the roof of any building or other structure in such manner as to prevent free passage from one part of the said roof to any other part thereof or to interfere with any openings in the said roof.

(7) PROHIBITED PROJECTION. No sign which is placed upon the roof of a building or other structure shall project in any direction beyond the edge of the said roof.

Section 9.

GROUND SIGNS

(1) DEFINITION. Ground signs as regulated by this ordinance shall include any sign supported by uprights or braces placed in the ground.

(2) MAXIMUM HEIGHT. A ground sign having a frame of wood construction and a face of either wood or sheet metal shall be not more than thirty-two (32) feet above the surface of the ground at any point.

(3) SPACE BETWEEN SIGN AND GROUND. A ground sign shall have an open space not less than two (2) feet between the lower edge of the said sign and the ground level. This space may be filled in with a platform or decorative lattice work.

(4) PROJECTION OF REFLECTORS. No reflector used to illuminate

a ground sign shall project into the line of a thoroughfare unless the said reflector be at least ten (10) feet above the surface of the said thoroughfare, in which case no portion of the reflector or its supports shall extend more than to a point twelve (12) inches inside the curb line.

(5) GUARDS ON REFLECTORS. All reflectors extending into the line of a thoroughfare shall be equipped with wire mesh guards.

(6) OWNERS' AND TENANTS' RESPONSIBILITY. The owner of any property on which a ground sign is placed and the person, firm or corporation maintaining the said sign shall be equally responsible for the condition of the area in the vicinity of the said sign and shall be required to keep it clean, sanitary and free from noxious or offensive substances.

Section 10.

WALL SIGNS

(1) DEFINITION. Wall signs as regulated by this ordinance shall include all flat signs of solid face construction which are placed against a building or other structure and fastened directly thereto.

(2) CONSTRUCTION. The minimum allowable construction for wall signs shall be wood or wood frame and sheet metal face. They shall be securely and adequately fastened to the building or other structure.

(3) PROJECTION BEYOND BUILDING LINE. No wall sign shall be permitted to extend more than six (6) inches beyond the building line.

(4) PROJECTION OF REFLECTORS. No reflector used to illuminate a wall sign shall project into the line of a thoroughfare unless the said reflector be at least ten (10) feet above the surface of the sidewalk, in which case no portion of the reflector or its supports shall extend more than to a point twelve (12) inches inside the curb line.

(5) GUARDS ON REFLECTORS. All reflectors extending into the line of a thoroughfare shall be equipped with wire mesh guards.

Section 11.

POST SIGNS, GLOBE SIGNS AND BARBER POLES

(1) DEFINITIONS.

(a) Post Signs. Post signs shall include all illuminated signs, other than ground signs as defined in Section 9, erected on posts or columns placed in the ground.

(b) Globe Signs. Globe signs shall include all illuminated globes on which advertising matter or lettering of any kind appears, when such globes extend beyond the property line.

(c) Barber Poles. Barber poles shall include all poles or other devices specially painted or striped to advertise barber shops, when such poles or devices extend beyond the property line.

(2) GENERAL PROVISIONS.

(a) Post Signs. All post signs shall be constructed of incombustible materials. A post sign may be erected at or near the property line and may project over a thoroughfare, provided it complies with all the provisions of Section 7 of this ordinance regulating horizontal projecting signs with respect to area, illumination, projection and height above the thoroughfare.

(b) Globe Signs. A globe sign shall have a diameter not greater than eighteen (18) inches. A globe sign may project over a thoroughfare a distance not greater than the diameter of the globe plus twelve (12) inches, provided that no portion of the sign is less than ten (10) feet above the surface of the thoroughfare or the sidewalk thereof.

(c) Barber Poles. A barber pole may project a distance not greater than twelve (12) inches over a thoroughfare.

Section 12.

TEMPORARY SIGNS

(1) DEFINITION. Temporary signs shall include all signs in which fabric or other combustible material is used.

(2), MANNER OF ERECTION.

Temporary signs shall be permitted

only when placed flat against the wall of a building or other structure, or when attached to the sides or roof of a marquee.

(3) DURATION OF PERMIT. Permits for temporary signs shall authorize the erection of the said signs and their maintenance for a period not exceeding thirty (30) days.

Section 13.

MARQUEES

(1) DEFINITION. Marquees as regulated by this ordinance shall include any hood or awning of permanent construction projecting from the wall of a building above an entrance and extending over a thoroughfare.

(2) CONSTRUCTION. All marquees shall be constructed of incombustible materials.

(3) SUPPORTS. Marquees shall be supported solely from the building and no column or post shall be permitted to extend over the property line. Supporting brackets will be permitted, provided the lowest point of the brackets is at least seven and one-half (7½) feet above the level of the sidewalk.

(4) ATTACHMENT TO WOOD CONSTRUCTION PROHIBITED. No marquee shall be erected on any building of wood frame construction unless attached to masonry, concrete or steel supports.

(5) PROJECTION. No marquee shall be permitted to extend beyond a point twelve (12) inches inside the curb line.

(6) WIDTH. No marquee shall be permitted to be wider than the entrance or entrances to the building, plus five (5) feet on each side thereof; provided that where the entrances to a building are not more than twenty (20) feet apart, a marquee may be made a continuous single structure between the said entrances.

(7) HEIGHT ABOVE THOROUGHFARE. No portion of a marquee shall be permitted to be less than ten and one-half (10½) feet above the level of the top of the curb.

(8) DRAINAGE. The roofs of all marqueises extending beyond the property line shall be drained in such a manner that the water falling thereon shall be carried back to the building.

(9) SIGNS ATTACHED TO MARQUEISES. If any sign, other than a temporary sign, is attached to the roof, face or edge of a marquise or is suspended under a marquise, such sign shall be considered as a projecting sign and all the provisions of this ordinance pertaining to projecting signs shall apply.

Section 14.

AWNINGS AND CANOPIES

(1) DEFINITIONS.

(a) Awnings. Awnings as regulated by this ordinance shall include any structure made of cloth and metal or wood frame attached to a building and projecting over a thoroughfare, when the same is so constructed as to permit its being raised to a position flat against the building when not in use.

(b) Canopies. Canopies as regulated by this ordinance shall include any structure, other than an awning, made of cloth and metal frames attached to a building and projecting over a thoroughfare.

(2) SUPPORTS. All awnings and canopies shall be so constructed as to be supported solely from the building. Posts or columns beyond the building line shall not be permitted.

(3) PROJECTION OVER THOROUGHFARE. No awning or canopy shall be permitted to extend beyond a point twelve (12) inches inside the curb line.

(4) HEIGHT ABOVE SIDEWALK. All awnings shall be so constructed that the lowest portion thereof shall be not less than seven and one-half (7½) feet above the level of the thoroughfare or sidewalk. All canopies shall be so constructed that the lowest portion thereof shall be not less than nine (9) feet above the level of the thoroughfare or sidewalk.

(5) WIDTH OF CANOPIES. No canopy shall be permitted to exceed eight (8) feet in width.

(6) ADVERTISING. No advertising shall be placed on any awning or canopy, except that the name of the owner and the business may be painted or otherwise permanently placed in a space not exceeding eight (8) inches in height on the front and side portions thereof.

(7) PERMITS AND CERTIFICATES. Permits for awnings and canopies shall be required. No fee shall be charged for a permit for awnings. Maintenance and inspection certificates for awnings shall not be required.

Section 15.

CONSTRUCTION

Engineering Information. In the preparation of plans, structural drawings, stress sheets and calculations, as required in Paragraph (b) of Sub-section (1) of Section 3 of this ordinance, the applicant shall furnish all necessary information to enable the Bureau of Building Inspection to ascertain whether all provisions have been complied with as herein outlined for construction of the sign or other structure and for the strength and stability of the building or part thereof to which the said sign or structure is to be attached.

REFERENCE TO OTHER ORDINANCES

Steel Regulations referred to in this section shall mean Ordinance No. 341, Series of 1925, approved August 3, 1925.

General Engineering Regulations referred to in this section shall mean Ordinance No. 318, Series of 1921, approved July 13, 1921.

Concrete and Reinforced Concrete Ordinance referred to in this section shall mean Ordinance No. 448, Series of 1913, approved December 11, 1913.

(1) PROJECTING SIGNS AND ROOF SIGNS. Projecting signs and roof signs shall be designed for the dead load of the sign and for the wind pressure in any direction of the amount stated in the Steel Regulations. All signs shall be designed as solid faced signs.

Projecting signs and roof signs shall have structural frames of structural steel to receive loads and resist stresses. The maximum allowable stress in the structural steel shall be as defined in the Steel Regulations. No increase in the allowable fibre stress for wind shall be permitted. Projecting signs and roof signs which are built of boxes of sheet steel shall have a structural frame within the sheet steel box.

The members of the structural frames of projecting signs and roof signs shall be figured for the combined stresses they receive due to the bending, the compression and the tension caused by the dead load and the wind load. In compression members the ratio of slenderness and the allowable fibre stress of the members of the structural frame shall not exceed that stated in the Steel Regulations.

The supporting members of projecting signs shall be secured to the brick walls or the structural frames of the buildings on which the signs are placed by through bolts with washers. Such supporting members shall be chains, rods or structural steel members. Guys to resist wind only may be wire cables of sufficient size. Guys and wall beams may be secured to the brick walls of the buildings on which the signs are placed by expansion bolts.

Roof signs shall be secured to the brick walls or structural frames of the buildings on which the signs are placed by through bolts with washers or by foundation bolts with washers.

A building or part of a building to which a sign is attached, and the foundation of the said building, shall be of sufficient strength to safely resist the resultant of the dead load and the wind load of the sign, in addition to the dead load, the live load and the wind load the building or part thereof is otherwise designed to carry. Enough dead load shall be provided at the anchorage of the sign to the building to resist more than the uplift that occurs in the sign structure with the wind blowing in any direction. The ratio of the required dead

load to the maximum uplift shall be as defined in the General Engineering Regulations. The wind forces on a roof sign shall not be taken as being equivalent to increasing for wind calculations the height of the building on which the sign is placed.

In calculating the strength and weight of brick work of a building to which a sign is to be attached, the requirements shall be as stated in the General Engineering Regulations, and in calculating the strength and weight of concrete, the requirements shall be as stated in the Concrete and Reinforced Concrete Ordinance.

The bolts which connect the structural frame of a projecting sign or a roof sign to the masonry walls of a building shall be designed with a factor of safety of 10. The bolts which connect the structural frame of a projecting sign or a roof sign to the steel frame of a building shall be designed with a factor of safety of at least 4. The details of the structural frames of projecting signs and roof signs shall be made according to good engineering practice with gusset plates and with at least two bolts or rivets used in each connection. The structural frames or roof signs shall have attached to them wire cables fastened to the roof or walls of the building or part thereof as an additional safeguard beyond that required for the anchorage of the structural frame.

(2) GROUND SIGNS. All ground signs shall be designed for the dead load of the sign and for the wind pressure in any direction of the amount stated in the Steel Regulations. All signs shall be designed as solid faced signs.

Ground signs shall have structural frames of wood or structural steel to receive loads and resist stresses. The maximum allowable stress in the wood shall be as defined in the General Engineering Regulations. The maximum allowable stress in the structural steel shall be as defined in the Steel Regulations. No increase in the allowable fibre stress for wind shall be permitted. Ground signs which are built of boxes of sheet steel shall

have a structural frame within the sheet steel box.

The members of the structural frames of ground signs shall be figured for the combined stress they receive due to the bending, the compression and the tension caused by the dead load and the wind load. In compression members of wood the ratio of slenderness and the allowable fibre stress of the members of the structural frame shall not exceed that stated in the General Engineering Regulations. In compression members of steel the ratio of slenderness and the allowable fibre stress of the members of the structural frame shall not exceed that stated in the Steel Regulations.

The bolts which connect the structural frame of a ground sign to the concrete foundation shall be designed with a factor of safety of 10. The details of the structural wood frame shall be made according to good engineering practice, at least two bolts being used in each connection. The details of the structural steel frames shall be made according to good engineering practice with gusset plates and with at least two bolts or rivets used in each connection. The structural frames shall have attached to them wire cables fastened to a foundation as an additional safeguard beyond that required for the anchorage of the structural frame.

The foundation for ground signs shall be of concrete or wood. They shall be of sufficient size to resist the downward pressure and, combined with the back fill, shall have sufficient weight to more than equal the uplift when the wind blows in any direction. The ratio of the required dead load to the maximum uplift shall be as defined in the General Engineering Regulations.

The strength and weight of the concrete shall be as defined in the Concrete and Reinforced Concrete Ordinance. The strength and weight of the wood shall be as defined in the General Engineering Regulations.

The allowable soil bearing value shall be as stated in the General Engineering Regulations.

(3) MARQUISES. All marqueises shall be designed for a live load of at least forty (40) pounds per square foot and a total live and dead load of not less than fifty (50) pounds per square foot. If any signs, either roof signs or others, are attached to a marquee, the structure shall be designed in addition to the above loads for the reactions produced by the dead load of such signs and the wind pressure upon such signs in any direction of the amount stated in the Steel Regulations.

All marqueises shall have structural frames of structural steel to receive loads and resist stresses and shall have roofs of sheet metal or other fire resistive materials which may be approved by the Bureau of Building Inspection. The maximum allowable stress in the structural steel and in the sheet metal shall be as defined in the Steel Regulations. The minimum allowable thickness of the sheet metal shall be as defined in the General Engineering Regulations. No increase in the allowable fibre stresses for wind shall be permitted.

The members of the structural frames of marqueises shall be figured for the combined stresses they receive due to the bending, the compression and the tension caused by the dead load and the live load of such marqueises and the reactions due to the dead load and the wind load on any signs that are attached to such marqueises. In compression members the ratio of slenderness and the allowable fibre stress of the members of the structural frame shall not exceed that stated in the Steel Regulations.

A building or part of a building to which a marquee is attached, and the foundation of the said building, shall be of sufficient strength to safely resist the wind load, the dead load and the live load of the marquee and reactions due to the dead load and the wind load in any direction on any signs that may be attached to such marquee, in addition to the dead load, the live load and the wind load the building or part of the building is otherwise designed to carry. Enough dead load must be provided

at the anchorage of the marquee to the building to resist more than the force caused by the reactions of the dead load and the live load on the said marquee and the reactions of the dead load and the wind blowing in any direction on any signs attached to the said marquee. The ratio of the required dead load to the maximum uplift shall be as defined in the General Engineering Regulations.

In calculating the strength and weight of the brick work of a building to which a marquee is attached, the requirements shall be as stated in the General Engineering Regulations and in calculating the strength and weight of the concrete in a building, the requirements shall be as stated in the Concrete and Reinforced Concrete Ordinance

The supports of all marquees shall be of steel chains, steel rods or structural steel and the maximum allowable stress in the said supports shall be as stated in the Steel Regulations.

The bolts which connect the structural frame of a marquee and its supports to the masonry wall of a building shall be designed with a factor of safety of 10. The bolts which connect the structural frame and the supports of a marquee to the steel or reinforced concrete frame of a building shall be designed with a factor of safety of at least 4. The details of the structural frames of all marquees shall be made according to good engineering practice with gusset plates and with at least two bolts or rivets used in each connection.

Section 16.

SAFETY PROVISIONS

(1) MAINTENANCE. The owner of any sign or other structure regulated by this ordinance shall be required to have properly painted at least once every two years all parts and supports of the said sign or structure, unless the same are galvanized or otherwise treated to prevent rust.

(2) UNSAFE SIGNS. If, in the opinion of the Superintendent of the Bureau of Building Inspection, or his

agent, any projecting sign, roof sign, ground sign, wall sign, post sign, globe sign, barber pole, temporary sign, marquee, awning or canopy shall become unsafe, insecure or in danger of falling, the owner of the property on which the said sign or other structure is located shall be held responsible and shall upon receipt of a written notice from the Superintendent of the Bureau of Building Inspection cause such dangerous condition to be abated. If the owner of the property does not comply with the requirements of such notice within a reasonable time, as stated in such notice, and does not appeal to the Court of Common Pleas, the Superintendent of the Bureau of Building Inspection may cause the said sign or structure to be removed or made safe at the expense of the City, the cost thereof to be recovered by the City from the owner of the property in an action of law in the Court of Common Pleas. When such suit, with statement of claim and description of the sign structure in question, is filed by the City, the Prothonotary shall index it upon the judgment docket and the City shall have a lien for the amount of said claim against the said property.

Section 17.

FEEs

(1) OUTDOOR ADVERTISING REGISTRATION. The following fees shall be charged for Outdoor Advertising Registration:

Certificate of Registration .. \$50.00
Annual Renewal Certificate . 1.00

(2) ERECTION PERMITS. The following fees shall be charged for permits to erect the various types of signs and other structures regulated by this ordinance.

Projecting Sign: any portion of which extends more than twelve (12) inches beyond property line: Ten (10) cents per square foot of sign surface on each side of said sign. Minimum fee. \$ 2.00

Projecting Sign: no portion of which extends more than twelve (12) inches beyond property line 2.00

Roof sign: Each 300 square feet of sign surface or fraction thereof	5.00
Ground Sign: Each 300 square feet of sign surface or fraction thereof	1.00
Wall Sign: Each 300 square feet of sign surface or fraction thereof	1.00
Post Sign, any portion of which extends beyond property line. Ten (10) cents per square foot of sign surface on each side of said sign. Minimum fee	2.00
Post Sign: no portion of which extends beyond property line	1.00
Globe Sign	2.00
Temporary Sign: Each sixty (60) square feet or fraction thereof	1.00
Barber Pole	2.00
Marquise	10.00
Canopy	5.00

(3) MAINTENANCE AND INSPECTION CERTIFICATES. The annual fees for maintenance and inspection certificates shall be at the same rate as charged for erection permits except that the maximum annual fee for any sign shall be twenty (\$20.00) dollars.

Section 18.

ELECTRIC WIRING

In addition to the provisions of this ordinance, all electric signs shall comply with the provisions of all laws and ordinances regulating electrical installations. Electric permits for such signs shall be secured from the Division of Electric Wiring of the Bureau of Building Inspection.

Section 19.

REVOCATIONS

(1) REVOCATION OF REGISTRATION. The Superintendent of the Bureau of Building Inspection is hereby authorized and empowered to revoke the registration of a registrant who, having been notified of his violation of any of the provisions of this ordinance, shall fail to remove or abate the said violation within ten

(10) days after notification. The said revocation shall be final and the person, firm or corporation affected shall not be eligible to receive a new registration certificate within thirty (30) days after the said revocation.

(2) REVOCATION OF PERMITS. The Superintendent of the Bureau of Building Inspection is authorized and empowered to revoke any permit issued by him upon failure of the holder thereof to comply with any of the provisions of this ordinance. He is also authorized and empowered to revoke a permit for the erection of any sign which, by reason of its position, shape or color, may obstruct or interfere with the view of or be confused with any authorized traffic sign, signal or device.

(3) REVOCATION OF CERTIFICATES.

(a) INTERFERENCE WITH TRAFFIC DEVICES. The Superintendent of the Bureau of Building Inspection is hereby authorized and empowered to revoke or refuse to issue a maintenance and inspection certificate for any sign which by reason of its position, shape or color, may obstruct or interfere with the view of or be confused with any authorized traffic sign, signal or device whether such traffic sign, signal or device was erected prior or subsequent to the erection of the said sign.

(b) PROXIMITY TO CURB. The Superintendent of the Bureau of Building Inspection is authorized and empowered to revoke or refuse to issue a maintenance and inspection certificate for a sign, any portion of which is less than fifteen (15) feet above the sidewalk, if, after the sidewalk has been narrowed by the City of Pittsburgh, the said sign projects to a point closer than six (6) inches inside the curb line.

Section 20.

VIOLATION

(1) WORK WITHOUT REGISTRATION CERTIFICATE. It shall be unlawful for any person, firm or corporation to engage in the business of erecting, altering, repairing or maintaining projecting signs, roof signs,

ground signs, wall signs or post signs without having been registered by the Bureau of Building Inspection.

(2) WORK WITHOUT ERECTION PERMIT. It shall be unlawful for any person, firm or corporation to commence or proceed with any operation included under or regulated by the provisions of this ordinance without first having obtained an erection permit from the Bureau of Building Inspection.

(3) WORK NOT IN ACCORDANCE WITH PERMIT ISSUED. It shall be unlawful for any person, firm or corporation to erect a sign or other structure regulated by this ordinance in a manner contrary to the provisions of this ordinance or not in accordance with the permit issued, as shown on application and plans filed with the Bureau of Building Inspection.

(4) REPAIRS, ALTERATIONS OR RELOCATION WITHOUT PERMIT. It shall be unlawful for any person, firm or corporation to repair, alter or move to a new location any sign or other structure regulated by this ordinance without first having obtained an erection permit for such repairs, alterations or relocation, which permit shall be granted only on condition that the said sign or other structure be made to comply with the provisions of this ordinance.

(5) NON-ABATEMENT OF DANGEROUS CONDITION. It shall be unlawful for any person, firm or corporation to maintain any sign or other structure regulated by this ordinance when the same has been declared unsafe or dangerous by the Superintendent of the Bureau of Building Inspection.

(6) FAILURE TO OBTAIN MAINTENANCE AND INSPECTION CERTIFICATE. It shall be unlawful for the owner or owners of any sign or other structure regulated by this ordinance to maintain the said sign or structure without having obtained a maintenance and inspection certificate therefor or to fail to apply and pay for a maintenance and inspection certificate for the said sign or structure within

thirty (30) days after payment for the said certificate becomes due.

(7) SEPARATE OFFENSE. The non abatement of a violation of the provisions of this ordinance shall be considered to constitute a separate violation for each week or fraction thereof that such violation is permitted to exist.

Section 21.

PENALTY

Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, be fined not to exceed One Hundred (\$100.00) Dollars for any one offense recoverable with costs, together with judgment or imprisonment not exceeding thirty (30) days, if the amount of said judgment and said costs shall not be paid.

Section 22.

APPEAL

Any person, firm or corporation aggrieved by any decision or action of the Superintendent of the Bureau of Building Inspection in enforcement of any provision of this ordinance may, within thirty (30) days, appeal to the Court of Common Pleas of Allegheny County by presenting to said court a petition, duly verified, setting forth the reasons why the decision or action should not be sustained. In cases of great danger the right of appeal shall not prevent the Superintendent of the Bureau of Building Inspection from taking summary action.

Section 23. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance

Passed December 9, 1935.

Approved December 19, 1935.

Ordinance Book 47, Page 47.

No. 354

A AN ORDINANCE —Authorizing the issuance of a warrant in favor

of M. G. Moshithes, for services rendered without previous authority of Law, in the sum of \$1679.75.

WHEREAS, the sum estimated in the contract awarded to M. G. Moshithes for concrete and brick work repairs in the Department of Public Safety, for the year 1935, was insufficient to cover emergency work, and

WHEREAS, Under the provisions of the Act of May 23, 1874, known as "THE WALLACE ACT", the City of Pittsburgh is authorized to direct the payment of any claim against the City without previous authority of Law, where the City has received the benefit of the same, NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of M. G. Moshithes, for the sum of \$1679.75, and charge the same to Code Account No. 118—14, Rehabilitation of Police and Fire Stations.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 16, 1935.

Approved December 26, 1935.

Ordinance Book 47, Page 60.

No. 355

AN ORDINANCE — Appropriating and setting aside certain additional sums from Bond Fund No. 122, General Improvement Bonds, 1934, and Bond Fund No. 293, Street Improvement Bonds, 1928, for the payment of engineering expenses incurred by the Department of Public Works in carrying out certain projects for which the costs thereof are properly chargeable against said bond funds.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the following additional sums, or so much thereof as may be necessary, are hereby appropriated and set aside from bond funds respectively set forth for the payment of engineering expenses incurred by the Department of Public Works in carrying out the projects herein respectively set forth, and the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, warrants drawn on said funds for the payment of the cost of said engineering expenses:

\$2,100.00 from Bond Fund No. 122, General Improvement Bonds, 1934—Four Mile Run Trunk Relief Sewer.

1,200.00 from Bond Fund No. 293, Brookline Boulevard, from Pioneer Ave. to West Liberty Ave.

450.00 from Bond Fund No. 293, Woodruff Avenue, from Virginia Ave. to Saw Mill Run Boulevard.

200.00 from Bond Fund No. 293, McCaslin Street, from Greenfield Ave. to Bigelow Street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 16, 1935.

Approved December 26, 1935.

Ordinance Book 47, Page 61.

No. 356

AN ORDINANCE —Amending Section 1 and the title of Ordinance No. 274, approved by the Mayor October 8, 1935, entitled "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or

contracts for the extension of the heating system of the Phipps Conservatory into the Garden Center House, and for the making of repairs to the roof and floors of the said Garden Center House in Schenley Park, and providing for the payment of the cost thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Certain portions of Section 1 and the title of Ordinance No. 274, approved by the Mayor October 8, 1935, entitled "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the extension of the heating system of the Phipps Conservatory into the Garden Center House, and for the making of repairs to the roof and floors of the said Garden Center House in Schenley Park, and providing for the payment of the cost thereof"

Shall be amended in the following manner:

The portions thereof which read:

"The extension of the heating system of the Phipps Conservatory into",

Shall be amended to read:

"The construction of a heating system for."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 16, 1935.

Approved December 26, 1935.

Ordinance Book 47, Page 61.

No. 357

AN ORDINANCE —Providing for the letting of a contract or contracts for the furnishing of Dentures for patients at the Pittsburgh City Home and Hospitals at Mayview, Pennsylvania, for the year 1936, and charging same to Code Account 1332.

Supplies, Pittsburgh City Home and Hospitals, Mayview, Pennsylvania.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Welfare of the City of Pittsburgh, shall be and are hereby authorized to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of Dentures to the Pittsburgh City Home and Hospitals at Mayview, Pennsylvania, for indigent patients, for the year 1936.

Section 2. That the Mayor and the City Controller are hereby authorized and directed to issue and to countersign warrants in payment of the cost of said work, and charge same to Code Account 1332, Supplies, Pittsburgh City Home and Hospitals, Mayview, Pennsylvania.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 16, 1935.

Approved December 26, 1935.

Ordinance Book 47, Page 62.

No. 358

AN ORDINANCE —Amending an Ordinance entitled "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one Electric Refrigerator, Shelving Equipment and a Four Door Sedan for the Department of Public Welfare and providing for the payment thereof," Approved April 26th, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1 of an Ordinance entitled "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one Electric

Refrigerator, Shelving Equipment and a Four Door Sedan for the Department of Public Welfare and providing for the payment thereof," Approved April 26, 1935, Shall be and the same is hereby amended by the elimination of the words "Shelving Equipment at a cost not to exceed Fourteen Hundred Dollars, (\$1400.00)", And the words "From Code Account No. 1336—F. Equipment \$1400.00", And the title shall be and the same is hereby amended by eliminating the words "Shelving Equipment."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 16, 1935.

Approved December 26, 1935.

Ordinance Book 47, Page 62.

No. 359

AN ORDINANCE — Providing for the letting of a contract or contracts for three years for furnishing and maintaining electric lights to the City of Pittsburgh on its streets, boulevards, alleys, by-ways and parks and any other public thoroughfares or places within the corporate limits of said City, and providing for the cost thereof for the fiscal year 1936.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts for the term of three (3) years beginning January 1, 1936, and to be paid from appropriations made annually for the furnishing and maintaining of electric lights in the City of Pittsburgh on its streets, boulevards, alleys, by-ways and parks and other public thoroughfares or places within the corporate limits of said City, the total sum to be paid for such services not to ex-

ceed the amount appropriated for furnishing and maintaining electric lights for the fiscal year 1936, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March A.D. 1901, its supplements and amendments, and the ordinances of Council in such cases provided.

Section 2. That the amount appropriated or so much thereof as may be necessary, shall be set apart for the fulfillment of the contract for the fiscal year 1936 and shall be paid out of the annual appropriation for furnishing and maintaining of electric lights.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 16, 1935.

Approved December 26, 1935.

Ordinance Book 47, Page 63.

No. 360

AN ORDINANCE — Authorizing the leasing to the National Shoe Company, Mr. N. Pearlstone, Owner, Storeroom No. 1 in the North Side Market House.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to execute and deliver a lease to the National Shoe Company, Mr. N. Pearlstone, owner, for storeroom No. 1 containing 675 square feet, at the corner of East Diamond street and Ohio street in the North Side Market House.

Said lease shall be made for a period of five years at the annual rental

of \$2760.00 payable in monthly installments of \$230.00 in advance, during the term with the privilege of an extension of said lease for a further period of five years at the rent to be then fixed. The said lease shall contain such provisions as may seem proper to the City Solicitor and the Director of the Department of Public Works.

Said storeroom shall be used only for a retail shoe store.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 16, 1935.

Approved December 26, 1935.

Ordinance Book 47, Page 64.

No. 361

AN ORDINANCE —Authorizing the leasing to Richard Vierthaler of Storeroom No. 3-A in the North Side Market House.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to execute and deliver a lease to Richard Vierthaler for Storeroom No. 3-A containing 172 square feet, a portion of Storeroom No. 3 at the corner of Federal street and South Diamond street, in the North Side Market House.

Said lease shall be made for a period of five (5) years at the annual rental of Six hundred (\$600.00) dollars, payable in monthly installments of Fifty (\$50.00) dollars in advance during the term, with the privilege of an extension of said lease for a further period of five (5) years at the rent to be then fixed.

The said lease shall contain such provisions as may seem proper to the City Solicitor and the Director of the

Department of Public Works.

Said Storeroom shall be used only for a retail Jewelry Store.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 16, 1935.

Approved December 26, 1935.

Ordinance Book 47, Page 64.

No. 362

AN ORDINANCE —Authorizing the leasing to the South Side Market House Association of the first floor of the South Side Market House.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to execute and deliver a lease to the South Side Market House Association for the first floor of the South Side Market House.

Said lease shall be made for a period of One (1) year at the annual rental of Twelve hundred (\$1200.00) dollars, payable in monthly installments of One hundred (\$100.00) dollars in advance during the term, with the privilege of an extension of said lease for a further period of one year at rents to be then fixed.

The said lease shall contain such provisions as may seem proper to the City Solicitor and the Director of the Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 16, 1935.

Approved December 26, 1935.

Ordinance Book 47, Page 65.

No. 363

AN ORDINANCE — Authorizing the sale of certain property owned by the City of Pittsburgh, situated in the 18th Ward, to John L. Lewis' Heirs and M. P. Garrigan for the sum of Eight Hundred Thirty-eight Dollars and Twenty-six Cents (\$838.26).

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That in accordance with the provisions of the Act of April 26, 1933, P. L. 89, "authorizing any city of the second class in this Commonwealth to sell or dispose of its interest in property condemned for public park or for any public use to the holder of the reversionary interest when the property is no longer needed for park purposes or for said public use" and in accordance with Resolution No. 254, approved November 20, 1935, upon payment to the City of Pittsburgh of the sum of Eight Hundred Thirty-eight Dollars and Twenty-six Cents (\$838.26), the Mayor be and he is authorized and directed to execute and deliver to John L. Lewis' Heirs and M. P. Garrigan a special warranty deed for the following property situated in the 18th Ward of the City of Pittsburgh, to-wit:*

Beginning on the easterly side of Ensign avenue at the first angle south of Intervale street; thence along the westerly line of property condemned for public park purposes by Ordinance No. 74, approved February 13, 1925, north 6° 21' 48" west for the distance of 38.15 feet to a point; thence in a southerly direction by the arc of a curve, deflecting toward the east, having a radius of 650 feet and a central angle of 30° 50' 48" for the distance of 349.94 feet to a point; thence south 56° 37' 36" west for the distance of 103.20 feet to the place of beginning, containing 12,061.4 square feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 16, 1935.

Approved December 26, 1935.

Ordinance Book 47, Page 65.

No. 364

AN ORDINANCE — Re-establishing the grade of Jacob street, from Roseville street to Whited street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the center line of Jacob street, from Roseville street to Whited street, be and the same is hereby re-established as follows, to-wit:—*

Beginning at the northerly line of Roseville street at an elevation of 318.25 feet (elevation of present paving); thence rising at the rate of 0.80% for a distance of 415.83 feet to point of curve to an elevation of 321.58 feet; thence by a convex parabolic curve for a distance of 600.0 feet to a point of tangent to an elevation of 287.98 feet; thence falling at the rate or 12.0% for a distance of 155.78 feet to a point of curve to an elevation of 259.29 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of compound curve to an elevation of 259.85 feet; thence by a concave parabolic curve for a distance of 60.0 feet to the southerly line of Whited street to an elevation of 259.64 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 16, 1935.

Approved December 26, 1935.

Ordinance Book 47, Page 66.

No. 365

AN ORDINANCE — Amending ordinance No. 237, approved by the

Mayor October 11, 1935, entitled, "An ordinance authorizing the Pennsylvania Railroad Company to remove certain tracks on Smallman street, Second ward, City of Pittsburgh, extending between points 115 ft. and 120 ft. respectively from the north-easterly building lines of 22nd Street and 26th Street; and granting permission to substitute therefor certain other tracks, and prescribing certain conditions thereof", by extending the time stipulated for acceptance of the provisions thereof by the Pennsylvania Railroad Company.

WHEREAS, a certificate filed by the Pennsylvania Railroad Company as of November 9, 1935, accepting the terms and conditions of said ordinance No. 287 is not considered by the City Controller to fully comply with the terms and provisions of the aforesaid ordinance; and,

WHEREAS, the Pennsylvania Railroad Company desires to fully comply with the terms and provisions of said ordinance and for this purpose requests an extension of the time specified for filing acceptance thereof; and,

WHEREAS, the City of Pittsburgh is willing to agree to an extension of the prescribed time; THEREFORE

Section 1. Be it ordained and enacted by the City of Pittsburgh, in

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That ordinance No. 287, approved by the Mayor October 11, 1935, entitled, "An ordinance authorizing the Pennsylvania Railroad Company to remove certain tracks on Smallman street, Second ward, City of Pittsburgh, extending between points 115 ft. and 120 ft. respectively, from the north-easterly building lines of 22nd Street and 26th Street; and granting permission to substitute therefor certain other tracks, and prescribing certain conditions thereof", shall be amended by changing the time stipulated in Section 7 thereof, within which the Pennsylvania Railroad Company will file their certificate of acceptance which reads,

"Thirty (30) days"

to read

"One Hundred Twenty (120) days"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 16, 1935.

Approved December 26, 1935.

Ordinance Book 47, Page 67.

No. 366

AN ORDINANCE —Authorizing and directing the construction of a public sewer on EDINGTON STREET, from a point about 250 feet north of Nordica street to the existing sewer on Kilbourne street, including as may be necessary, the excavation of exploratory test holes, and providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Public Sewer be constructed on EDINGTON STREET, from a point about 250 feet north of Nordica street to the existing sewer on Kilbourne street, including as may be necessary, the excavation of exploratory test holes.

Commencing on EDINGTON STREET at a point about 250 feet north of Nordica street, thence northwardly along Edington street to the existing sewer on Kilbourne street. Said sewer to be Terra Cotta pipe and 15 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and

the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of SEVENTEEN HUNDRED (\$1700.00) DOLLARS which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 16, 1935.

Approved December 26, 1935.

Ordinance Book 47, Page 68.

No. 367

AN ORDINANCE — Granting unto the Board of Public Education, Pittsburgh, Penna., the right to construct, occupy, use, and maintain a vault or tunnel for the passage of steam boilers, electric transformers, coal storage, and other equipment, and a wall encroachment underneath a portion of the northerly sidewalk of Fortieth street adjacent to the Washington Trade School in the 9th Ward of the City of Pittsburgh, Pennsylvania.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Board of Public Education, Pittsburgh, Pennsylvania, is hereby given the right, privilege, and authority to construct, maintain, use, and operate

at its own cost and expense a vault or tunnel for the passage of steam boilers, electric transformers, and coal storage, and other equipment, and a wall encroachment underneath a portion of the northerly sidewalk of Fortieth street adjacent to the Washington Trade School in the 9th Ward of the City of Pittsburgh, Pennsylvania, located as follows to-wit:

"A" The vault shall begin at a point on the northerly line of Fortieth street, distant 76.70 feet, westwardly from the westerly line of Eden way, thence deflecting 91° 52' 07" to the left and in a southerly direction a distance of 5.05 feet to a point, thence deflecting 90° 0' 0" to the right and in a westerly direction a distance of 17.33 feet to a point, thence deflecting 90° 0' 0" to the right, and in a northerly direction a distance of 5.60 feet to a point on the northerly line of Fortieth street, thence deflecting to the right 91° 52' 07" in an easterly direction along the northerly line of Fortieth street a distance of 17.34 feet to the place of beginning.

"B" The wall encroachment shall begin at a point on the northerly line of Fortieth street, distance 94.04 feet westwardly from the westerly line of Eden way, thence in a westerly direction along the northerly line of 40th Street, a distance of 16.10 feet to a point; thence deflecting 91° 52' 07" to the left in a southerly direction a distance of 1.55 feet to a point; thence deflecting 88° 07' 53" to the left and in an easterly direction a distance of 16.08 feet to a point; thence deflecting 90° 0' 0" to the left and in a northerly direction a distance of 1.02 feet, to the northerly line of Fortieth street, the place of beginning, said vault or tunnel and encroachment wall to be constructed of re-inforced concrete with ample strength to carry the heaviest traffic, the said vault and encroachment wall shall be constructed according to the provisions of this Ordinance and in accord with the plan identified and known as Accession No. "B"-437, said plan being filed in the office of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, City of Pittsburgh, Penna.

Section 2. The said Board of Public Education, Pittsburgh, Pennsylvania, prior to beginning the construction of said vault and encroachment wall, shall submit to the Director of the Department of Public Works, of the City of Pittsburgh, a complete set of plans in triplicate, showing the location and all details for the construction of the said vault and encroachment wall, said plans and the construction of said vault and encroachment wall shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The right and privilege herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over city streets and also to Ordinances of the City of Pittsburgh relating thereto and to the provisions of any general Ordinances which have been or may hereafter be passed relating to the construction, maintenance, and use of vaults on city streets and compensation for the same.

Section 4. The Board of Public Education, Pittsburgh, Penna., shall bear the full cost and expense of the repaving and repair of any street pavement damaged, repair of sewers, water lines, and any other surface and subsurface structures, which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said vault or tunnel. All the work including the repaving or repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said vault or tunnel upon giving to the Board of Public Education at least six months written notice from the proper officers of the City, pursuant to a resolution or Ordinance of Council to the

Board of Public Education, and that the said Board of Public Education, when so notified, shall, at or before the expiration of said six months, remove the said vault or tunnel and restore the street to its original condition at its own cost and expense.

Section 6. The Board of Public Education shall assume any and all liability, and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and subsurface structures therein, caused by or arising out of the construction, maintenance, use and operation of said vault or tunnel, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing right and privilege is granted subject to the conditions that this Ordinance shall become null and void unless within thirty days after its enactment by Council and approval by the Mayor of the City of Pittsburgh, the Board of Public Education shall file with the proper officers of the City of Pittsburgh, its certificate of acceptance, accepting the provisions of this ordinance, said certificate of acceptance to be executed by the President or Secretary of the Board of Public Education with its corporate seal affixed thereto.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 16, 1935.

Approved December 26, 1935.

Ordinance Book 47, Page 68.

No. 368

AN ORDINANCE—Authorizing the appropriation of Three Thousand (\$3000.00) Dollars, or so much thereof as is necessary, to make an Economic Survey of the City of Pittsburgh to determine the advisability of

creating a Foreign Trade Zone within the City of Pittsburgh and providing for the expense thereof.

WHEREAS, under the provisions of an Act of the General Assembly of Pennsylvania, approved June 10, 1935, No. 126 municipalities within the Commonwealth of Pennsylvania are authorized to make application to the Federal Government in accordance with the provisions of an Act of Congress of the United States of America approved June 18, 1934, "for the establishment, operation and maintenance of Foreign Trade Zones in Ports of Entry of the United States", and

WHEREAS, It is the opinion of the Foreign Trade Zone Board that the establishment and maintenance of such a foreign trade zone within the limits of the City of Pittsburgh and adjacent territory would create a unit of national defense, develop industry, enlarge transportation facilities, bring new industries to Pittsburgh, would expand and develop manufactures and establish Pittsburgh as a commercial and industrial center in the world; Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of Three Thousand (\$3000.00) Dollars, or so much thereof as may be necessary be and the same is hereby set apart and appropriated from Code Account No. 42 for the purpose of providing funds for the payment of the expenses of making an Economic Survey of the City of Pittsburgh for the purpose of ascertaining the facts as to whether it would be advantageous to the City to create a Foreign Trade Zone.*

Section 2. That the Director of the Department of Public Works shall be and he is hereby authorized and directed to carry out and complete the said survey as provided in Section 1 hereof, in cooperation with the Foreign Trade Zone Board and the proper officers of the City of Pittsburgh be and they are hereby authorized to pay the expenses incurred, on vouchers properly approved by the Director

of the Department of Public Works and charge same to Code Account No. 42.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 23, 1935.

Approved December 31, 1935.

Ordinance Book 47, Page 70.

No. 369

AN ORDINANCE—Amending Section 7 of an Ordinance entitled "An Ordinance granting unto John G. Fencak the right and privilege to construct, maintain, use and operate a cellar door entrance 4 x 5 feet adjoining his property at No. 3242 Brighton road, in the 27th Ward, City of Pittsburgh, Penna., said cellar door entrance being located 29.50 feet southwardly from the southerly line of Woods Run avenue, and four feet therefrom", approved November 9, 1935.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 7 of an Ordinance entitled "An Ordinance granting unto John G. Fencak the right and privilege to construct, maintain, use and operate a cellar door entrance 4 x 5 feet adjoining his property at No. 3242 Brighton road, in the the 27th Ward, City of Pittsburgh, Penna., said cellar door entrance being located 29.50 feet southwardly from the southerly line of Woods Run avenue, and four feet therefrom", approved November 9, 1935, shall be and the same is hereby amended to read as follows:—*

Section 7. The foregoing rights and privileges are granted subject to the conditions that this Ordinance shall become null and void unless, within sixty (60) days after its enactment by Council and approval by the Mayor of the City of Pittsburgh, John G.

Fencak shall file with the proper officers of the City of Pittsburgh his certificate of acceptance, accepting the provisions of this Ordinance.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 23, 1935.

Approved December 31, 1935.

Ordinance Book 47, Page 71.

No. 370

AN ORDINANCE—Granting permission to the Pennsylvania Premium Building and Loan Association to connect a lateral sewer, extending from a point on Liedertafel street, about 25 feet northeast of the City line in Reserve Township, to a public sewer in the City of Pittsburgh located on Liedertafel street, about 25 feet southwest of the City line, subject to payment of the sum of Two Hundred Ninety-Two and 50/100 (\$292.50) Dollars to the City Treasurer and to reservations by the City of certain rights.

WHEREAS, no public sewer is available for the drainage of property C H M Jan 3rd GAL No TWO owned by the Pennsylvania Premium Building and Loan Association in Reserve Township, and

WHEREAS, the said Pennsylvania Premium Building and Loan Association has requested permission by letter under date of December 3, 1935 to the Director of the Department of Public Works, to connect a lateral sewer, extending from a point on Liedertafel street, about 25 feet northeast of the City line in Reserve Township, to a public sewer in the City of Pittsburgh located on Liedertafel street, about 25 feet southwest of the City line, and further have expressed their willingness by action of the Board of Directors at a regular meeting held November 26, 1935, to pay to the City the sum of Two Hundred

Ninety-Two and 50/100 (\$292.50) Dollars for said connection, which amount is estimated to be reasonable by the Department of Public Works, NOW, THEREFORE

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That permission is hereby granted the Pennsylvania Premium Building and Loan Association to connect a lateral sewer, extending from a point on Liedertafel street, about 25 feet northeast of the City line in Reserve Township, to a public sewer in the City of Pittsburgh located on Liedertafel street, about 25 feet southwest of the City line, subject to payment of the sum of Two Hundred Ninety-Two and 50/100 (\$292.50) Dollars to the City Treasurer prior to the issuance of a permit to construct said lateral sewer, and further subject to said City reserving the right to disconnect said lateral sewer if at any time the said lateral sewer is utilized for drainage other than that from said property of the Pennsylvania Premium Building and Loan Association without the approval of the proper authorities of the City of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 23, 1935.

Approved December 31, 1935.

Ordinance Book 47, Page 72.

No. 371

AN ORDINANCE—Fixing the Golf Fees and Regulating the granting of permits to play Golf within the public parks of the City of Pittsburgh during the year 1936.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

on and after the passage of this Ordinance, permits to play Golf on the Golf Courses within the public parks of the City of Pittsburgh shall be issued by the Director of the Department of Public Works, under the following regulations and requirements:-

Permits for the use of the Golf Course may be issued, upon payment of the required fee or fees, only to residents of the City of Pittsburgh and whose identity and residence therein shall be evidenced, for the purpose of granting said permits, by showing a certificate of last registration by said residents from the Board of Registration of the City of Pittsburgh, or a tax receipt for the current year showing residence within the City of Pittsburgh. Children of such residents may obtain permits by the payment of the required fee or fees.

Section 2. The schedule of fees to play Golf shall be as follows:—

Season Permit (Adults)	\$10.00
Season Permit (Children)	2.50
Locker Fee (Adults and Children	2.50
Greens Fee—Daily (Adults and Children) Except Saturdays, Sundays and Holidays. .50 per day	
Greens fee (Adults and Children) Saturdays, Sundays and Holidays	1.00 per day

Section 3. The Director of the Department of Public Works shall have the right to make other regulations consistent with the provisions of this Ordinance, and specific regulations as to the playing of golf by children under the age of sixteen years prohibiting them from playing except on certain days as may be specified in the particular regulation.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 23, 1935.

Approved December 31, 1935.

Ordinance Book 47, Page 73.

No. 372

A N ORDINANCE—Opening Du Bois street, in the 20th Ward of the City of Pittsburgh, from the northerly line of the Orchard Place Plan of Lots to Chartiers avenue and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Du Bois street, in the 20th Ward of the City of Pittsburgh, from the northerly line of the Orchard Place Plan of Lots to Chartiers avenue be and the same is hereby opened to a variable width by taking for public use for highway purposes, the following described property, to-wit:—

Beginning at the intersection of the northerly line of the Orchard Place Plan of Lots of record in the Recorder's Office of Allegheny County in Plan Book Volume 14, page 83 and the westerly line of Du Bois street as laid out in the above mentioned plan of lots, said place of beginning being also the northeasterly corner of Lot No 1 in the said plan of lots; thence extending along the westerly line of Du Bois street produced north 31° 09' 00" east 2.39 feet to a point of curve; thence northwestwardly by the arc of a circle deflecting to the left with a radius of 15.0 feet, a central angle of 104° 16' 20", and a chord bearing north 20° 59' 10" west for an arc distance of 27.30 feet to a point of tangent on the southerly line of Chartiers avenue; thence along the southerly line of Chartiers avenue south 73° 07' 20" east 76.11 feet to a point of curve; thence southwestwardly by the arc of a circle deflecting to the left with a radius of 20.0 feet, a central angle of 75° 43' 40", and a chord bearing south 69° 00' 50" west for an arc distance of 26.43 feet to a point of tangent on the easterly line of Du Bois street produced; thence along the easterly line of Du Bois street produced south 31° 09' 00" west 9.56 feet to the northerly line of the Orchard Place Plan of Lots; thence

along the northerly line of the Orchard Place Plan of Lots north 68° 26' 00" west 40.57 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Du Bois street, in the 20th Ward of the City of Pittsburgh, from the northerly line of the Orchard Place Plan of Lots to Chartiers avenue to be opened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repeal, so far as the same affects this Ordinance.

Passed December 23, 1935.

Approved December 31, 1935.

Ordinance Book 47, Page 74.

No. 373

AN ORDINANCE—Widening Du Bois street, in the 20th Ward of the City of Pittsburgh, from a point 76.0 feet north of Idola street to a point 86.70 feet south of Idola street and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Du Bois street, in the 20th Ward of the City of Pittsburgh, from a point 76.0 feet north of Idola street to a point 86.70 feet south of Idola street be and the same is hereby widened to a variable width by taking for

public use for highway purposes the property hereinafter designated and described as Portions "A" and "B" respectively, to-wit:

PORTION "A".

Beginning on the easterly line of Du Bois street at a point of curve distant 76.0 feet northwardly along the easterly line of Du Bois street, from the northerly line of Idola street; thence extending southwardly by the arc of a circle deflecting to the left with a radius of 160.0 feet, a central angle of 28° 17' 30", and a chord bearing south 17° 00' 15" west for an arc distance of 79.01 feet to a point of compound curve; thence southwardly by the arc of a circle deflecting to the left with a radius of 65.0 feet, a central angle of 31° 42' 30", and a chord bearing south 12° 59' 45" east for an arc distance of 35.97 feet to a point of tangent on the northerly line of Idola street; thence along the northerly line of Idola street north 28° 51' 00" west 50.63 feet to the present easterly line of Du Bois street; thence along the present easterly line of Du Bois street north 31° 09' 00" east 76.0 feet to the place of beginning.

PORTION "B".

Beginning at the intersection of the southerly line of Idola street and the westerly line of Du Bois street as opened by Sheraden Borough Ordinance No. 233 approved June 16, 1902, said place of beginning being also the northeasterly corner of lot 98 in the Orchard Place Plan of Lots of record in the Recorder's Office of Allegheny County in Plan Book Volume 14 page 83; thence extending along the westerly line of Du Bois street, as opened by the above mentioned ordinance, south 29° 11' 00" west 86.70 feet to the dividing line between lots No. 91 and No. 98 in the above mentioned plan of lots; thence along the said dividing line north 60° 49' 00" west 27.0 feet to the dividing line between lots No. 97 and No. 98 in the above mentioned plan of lots; thence along the latter mentioned dividing line north 29° 11' 00" east 100.0 feet to the southerly line of Idola street; thence along the southerly line of Idola street south 60° 49' 00" east 5.69 feet to an angle

in the same; thence continuing along the same south $28^{\circ} 51' 00''$ east 25.12 feet to the place of beginning; Being all of lot No. 98 in the above mentioned Orchard Place Plan of Lots.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Du Bois street, in the 20th Ward of the City of Pittsburgh, from a point 76.0 feet north of Idola street to a point 86.70 feet south of Idola street to be widened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 23, 1935.

Approved December 31, 1935.

Ordinance Book 47, Page 75.

No. 374

AN ORDINANCE—Widening Lincoln avenue, in the 12th Ward of the City of Pittsburgh, at the intersection of Wiltsie street and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Lincoln avenue, in the 12th Ward of the City of Pittsburgh, at the intersection of Wiltsie street be and the same is hereby widened to a variable width, by taking for public use for highway purposes, the following property, to-wit:

Beginning at the intersection of the Westerly line of Wiltsie street and the present northerly line of Lincoln avenue; thence extending westwardly along the present northerly line of Lincoln avenue, for a distance of 19.62 feet to a point; thence northeastwardly by the arc of a circle deflecting to the left and to which the northerly line of Lincoln avenue is tangent, with a radius of 17.0 feet and a central angle of $66^{\circ} 27' 30''$ for an arc distance of 19.72 feet to the westerly line of Wiltsie street; thence southwardly along the westerly line of Wiltsie street, a distance of 10.98 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Lincoln avenue, in the 12th Ward of the City of Pittsburgh at the intersection of Wiltsie street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses caused thereby and the benefits to pay the same be assessed against and collected from properties benefited thereby in accordance with the provisions of the Act of Assembly relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 23, 1935.

Approved December 31, 1935.

Ordinance Book 47, Page 76.

No. 375

AN ORDINANCE—Authorizing and directing the Grading and Paving of Ionic way, from North Euclid avenue to North St. Clair street. Including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that

the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ionic way, from North Euclid avenue to North St. Clair street be graded and paved, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading and paving of said street between said points including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of \$3,500.00 which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same,

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 23, 1935.

Approved December 31, 1935.

Ordinance Book 47, Page 77.

No. 376

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement, for and on behalf of the City of Pittsburgh, with the West Liberty and Suburban Street Railway Company and the Pittsburgh Railways Company, relating to the relocating and reconstructing of the street railway of the said Railway Companies and the necessary appurtenances and equipment therefor, on, over and along Brookline boulevard, as now opened, and widened, extending from Pioneer avenue to Edgebrook avenue in the 19th Ward of the City of Pittsburgh; said agreement to be in form as herein set forth, and providing, inter alia, for the consent of the Railway Companies to the utilization by the City of the right-of-way upon which said street railway is situated; for reservation to said Railway Companies of the exclusive and perpetual right to construct, maintain and operate a double track street railway on, over and upon said part of Brookline boulevard as opened and widened; and for reimbursement by the City to the Railway Companies of the cost of such relocation and reconstruction of the said street railway and necessary appurtenances and equipment therefor.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into an agreement for and on behalf of the City of Pittsburgh with the West Liberty and Suburban Street Railway Company and the Pittsburgh Railways Company, in manner and form as follows:

THIS AGREEMENT

MADE AND ENTERED INTO THIS
— day of —, 193 ,
BY AND BETWEEN WEST LIBERTY
AND SUBURBAN RAILWAY COM-
PANY and PITTSBURGH RAILWAYS
COMPANY, both corporations organized
and existing under the laws of

the Commonwealth of Pennsylvania, hereinafter sometimes referred to as the "Railway Companies", parties of the first part,

AND

CITY OF PITTSBURGH, a municipal corporation of said Commonwealth, hereinafter sometimes referred to as the "City", party of the second part.

WITNESSETH:

WHEREAS, the West Liberty and Suburban Street Railway Company owns a double track electric street railway line and owns a perpetual right-of-way or easement for the construction, operation, maintenance and renewal of an electric railway over the land upon which same is constructed and situate, within the limits of Brookline boulevard as now opened and widened from Pioneer avenue to Edgebrook avenue, in the 19th Ward of the City of Pittsburgh; and the Pittsburgh Railways Company is in possession of and operating said electric street railway line under an agreement with the West Liberty and Suburban Street Railway Company dated June 21, 1910; and,

WHEREAS, the City desires to widen, grade, regrade, pave, repave and otherwise improve said Brookline boulevard as now opened and widened between Pioneer avenue and Edgebrook avenue, and for those purposes desires to obtain the consent of the Railway Companies to such improvement of the land within the aforesaid right-of-way or easement and has requested the Railway Companies to grant their consent for said purposes; and,

WHEREAS, the Railway Companies are willing to comply with the desires of the City in said respects upon the terms and conditions hereinafter set forth;

NOW, THEREFORE, the parties hereto, for and in consideration of the mutual covenants and conditions hereinafter specified, do hereby agree as follows:

I.

The Railway Companies for themselves, their successors and assigns, severally covenant and agree to con-

sent, and they do hereby consent to the City opening a public street upon, and grading, paving and otherwise improving the land within that certain easement or right-of-way over a strip of land in the 19th Ward of the City of Pittsburgh, County of Allegheny, Commonwealth of Pennsylvania, of a uniform width of twenty-four (24) feet at grade of the roadbed of the Railway Companies, being twelve (12) feet in width on each side of the following described center line, together with such additional widths as shall have been necessary for the slopes of the cuts and fills in conjunction with the construction and maintenance of the roadbed of the West Liberty and Suburban Street Railway Company:

BEGINNING at a point in the center line of Pioneer avenue at Station 20-98.85 on the center line of said easement or right-of-way, which point is the terminus of the center line of the lot or strip of land which West Liberty and Suburban Street Railway Company, by deed dated September 10, 1935, of record in the Recorder's Office of Allegheny County, Pa., in Deed Book Vol. 2529, Page 91, granted and conveyed to the City of Pittsburgh; thence by a curve deflecting to the right, having a radius of two hundred forty and five-tenths (240.5) feet for a distance of one hundred ninety-eight and forty-eight hundredths (198.48) feet to a point of tangency in the center line of Brookline boulevard at Station 22-97.33; thence by the center line of the said 24-foot lot or strip of ground, which center line is also the center line of Brookline boulevard, by the following three courses and distances, viz: South forty-two degrees (42°) fourteen minutes (14') East for a distance of one thousand nine hundred fourteen and twelve hundredths (1914.12) feet to a point of curve at Station 42-11.45; thence by a curve deflecting to the left, having a radius of seven hundred forty-nine and fifty-two hundredths (749.52) feet for a distance of eight hundred twenty-three and five hundredths (823.05) feet to a point of tangency at Station 50-34.50 feet; thence North seventy-four degrees (74°) fifty-one minutes (51') East for a distance of twenty-three and sixty-nine hundredths (23.69) feet, more or

less, to a point on said center line opposite the intersection of the easterly line of Edgebrook avenue with the northerly line of Brookline boulevard.

BEING a part of that certain easement or right-of-way granted and conveyed by the West Liberty Improvement Company to West Liberty and Suburban Street Railway Company, grantor herein, under paragraph "A" in deed dated January 30, 1911, of record in the Recorder's Office of Allegheny County, Pa., in Deed Book Vol. 1703, Page 359.

RESERVING, however, to the Railway Companies, their successors and assigns, the exclusive and perpetual right to construct, maintain and operate on, over and upon said Brookline boulevard a double-track electric street railway line, together with all the necessary appurtenances, for the transportation of passengers.

II.

The Railway Companies also covenant and agree with the City as follows:

(a) To reconstruct their tracks, poles and overhead structures and appurtenances on the new street in conformity with a plan designated as "Exhibit A", which plan is numbered "J A-328", and filed in the office of the Bureau of Engineering of the City, and was prepared by said Bureau; and after said plan shall have been verified and identified by the signatures of the Director of the Department of Public Works of said City and the Vice President and General Manager of said Railway Companies, it shall by reference become part hereof.

(b) To do and perform all of the work which will be necessary to be done to reconstruct their tracks, overhead structures and appurtenances for their street railway, including the furnishing of all materials therefor; said work to be done in conformity with said plan, "Exhibit A", and subject to the approval of the Director of the Department of Public Works of the City.

(c) To maintain and keep in good

order and repair, at their own cost and expense, the said new tracks, overhead structures and appurtenances for said electric street railway.

III.

The City having authorized the opening, widening and improvement of Brookline boulevard, from Pioneer avenue to Edgebrook avenue by the following ordinances:

Opening and widening, by Ordinance No. 253, approved September 11, 1935, re-establishing grade and fixing width and position of roadway and sidewalks: grading, regrading, paving, repaving, recurbing and otherwise improving, by Ordinance No. 259, approved September 21, 1935,

the City covenants and agrees with the Railway Companies as follows:

(a) To improve said Brookline boulevard as now opened and widened as above stated, between Pioneer avenue and Edgebrook avenue, in conformity with said plan, "Exhibit A", and said ordinances; and to permit, in conjunction therewith, the said Railways Companies to construct and locate thereon the new street railway tracks, overhead structures, poles and other necessary equipment in conformity with said plan, "Exhibit A", and as herein provided.

(b) To reimburse said Railway Companies for the actual reasonable cost of the reconstruction of its tracks, overhead structures and appurtenances as herein provided for, less the sale or salvage value of all track, overhead structures and appurtenances as shall be removed in conjunction with the reconstruction of said track, overhead structures and appurtenances as herein provided for, provided, however, that said City shall be under no liability whatsoever for the payment of any sum in excess of Fifty-three thousand five hundred dollars (\$53,500). Such reimbursement shall be made by the City to the said Company upon the submission of a bill therefor by the said Company after the completion of the work to be performed by them as herein provided

for. The City shall have the right to inspect the said work of construction and reconstruction as it progresses and to examine and audit the accounts of the said Company showing the cost or expense to be paid by the City as aforesaid.

The actual cost to be paid by the City shall include all items of expense incurred by the said Railway Companies provided the said items are a reasonable charge and are necessary for the reconstruction of its track, overhead structures and appurtenances, including such things as siding tracks, or other temporary track and overhead construction and material handling charges, and including an allowance of four and eight-tenths per cent. (4.8%) for engineering, general superintendence, use of small tools and overhead.

(c) To indemnify, protect and save harmless the Railway Companies, their successors and assigns, from and against all and any costs and damages growing out of, or in any way attributable to, the performance of the terms of this agreement relating to the work to be done in the opening, widening and improving of said street, and relocating and reconstructing the street railway.

IV.

After the completion by the City of the paving of said Brookline boulevard, including the paving between the tracks of the Railway Companies and eighteen (18) inches on each side thereof, as herein provided, the Pittsburgh Railways Company shall maintain and at all times keep in good condition and repair the paving along that portion of said Brookline boulevard within the area of the street railway tracks and eighteen (18) inches on each side thereof; provided, however, that during the effective period of the agreement between the Pittsburgh Railways Company, the Philadelphia Company and the City of Pittsburgh, dated December 20, 1921, generally referred to as the "Traction Conference Board Agreement," and any extensions thereof, the obligation of the Pittsburgh Railways Company in respect to the paving of the aforesaid portion of said Brookline boulevard

shall be as provided in said agreement of December 20, 1921, or any extension thereof.

It is expressly understood and agreed that neither the West Liberty and Suburban Street Railway Company nor the purchaser, or purchasers, of the street railway line to be reconstructed under the terms hereof in connection with the foreclosure of the mortgage of the West Liberty and Suburban Street Railway Company to the Colonial Trust Company, Trustee, dated January 1, 1908, and recorded in the Recorder's Office of Allegheny County in Mortgage Book Vol. 1364, page 10, or any mortgage given in renewal or substitution of, or supplemental to, said mortgage dated January 1, 1908, shall in any event or at any time be in any way liable or responsible for the maintenance, repair or renewal of the paving between the tracks to be reconstructed under the terms hereof and eighteen (18) inches on either side thereof, provided, however, that if said West Liberty and Suburban Street Railway Company, or said purchaser, or purchasers, repair or reconstruct said track and such repair or reconstruction work is not performed in conjunction with the paving or repaving of said Brookline boulevard by the City, said West Liberty and Suburban Street Railway Company or said purchaser, or purchasers, as the case may be, shall replace and restore to the same condition as existed immediately prior to the commencement of such repair or reconstruction work, any and all paving disturbed in the performance of such repair or reconstruction work.

V.

All work to be performed under the terms of this agreement shall be carried out in such manner as to permit of the operation of cars of the Railway Companies over the said street in a manner satisfactory to the Railway Companies and to the Director of the Department of Public Works.

VI.

This agreement shall be binding upon the respective successors and assigns of the parties hereto, but shall not become effective until the same

has been approved by the Public Service Commission of the Commonwealth of Pennsylvania.

The West Liberty and Suburban Street Railway Company, in pursuance of a resolution duly adopted by its Board of Directors, does hereby constitute and appoint _____

_____ to be its attorney, for it and in its name, and as and for its corporate act and deed to acknowledge this agreement before any person having authority by the laws of the Commonwealth of Pennsylvania to take such acknowledgment, to the intent that the same may be duly recorded.

The Pittsburgh Railways Company, in pursuance of a resolution duly adopted, by its Board of Directors, does hereby constitute and appoint _____ to be its attorney, for it and in its name, and as and for its corporate act and deed to acknowledge this agreement before any person having authority by the laws of the Commonwealth of Pennsylvania to take such acknowledgment, to the intent that the same may be duly recorded.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be duly executed the day and year first above written.

ATTEST:

ATTEST:

ATTEST:

Mayor's Secretary.

Chief Clerk.

WEST LIBERTY AND SUBURBAN
STREET RAILWAY COMPANY

By _____

PITTSBURGH RAILWAYS COMPANY

By _____

CITY OF PITTSBURGH

By _____

Mayor.

By _____
Director of the Department of
Public Works.

APPROVED AS TO FORM:

City Solicitor.

COUNTERSIGNED:

City Controller.

Section 2. That pursuant to the terms of said agreement, there is reserved to the said Railways Companies, their successors and assigns, the exclusive right to construct, maintain and operate on, over and upon said part of said Brookline boulevard, a double-track electric street railway line, together with all the necessary appurtenances, for the transportation of passengers.

Section 3. That also pursuant to the terms of said agreement, the City agrees to reimburse the said Railway Companies for the cost of constructing and reconstructing their tracks, overhead structures and necessary appurtenances, and for that purpose there is hereby appropriated the sum of Fifty-three thousand five hundred dollars (\$53,500), or so much thereof as may be necessary, said sum being hereby set apart and appropriated from Bond Fund No. 293, New Street Improvement Bonds of 1928, as part of the City's share of the cost of the improvement of said Brookline boulevard as authorized by Ordinance No. 259, approved September 21, 1935; the Mayor is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said Fund for the purpose herein mentioned.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 23, 1935.

Approved December 31, 1935.

Ordinance Book 47, Page 77.

No. 377

AN ORDINANCE — Authorizing the leasing to the Iron City Dry Cleaning Company Storeroom No.3-C in the North Side Market House.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to execute and deliver a lease to the Iron City Dry Cleaning Company for Storeroom No. 3-C consisting of approximately 900 square feet at the corner of Federal street and South Diamond street, in the North Side Market House.

Said lease shall be made for a period of five years at an annual rental of \$2,400.00, payable in monthly installments of \$200.00 in advance during the term, with the privilege of an extension of said lease for a further period of five years at the rent to be then fixed. Said lease shall contain such provisions as may seem proper to the City Solicitor and the Director of the Department of Public Works.

Said storeroom shall be used only for a receiving station for the Iron City Dry Cleaning Company.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 30, 1935.

Approved Jan 8, 1936.

Ordinance Book 47, Page 82.

No. 378

AN ORDINANCE — Providing for the letting of a contract for furnishing Telephone Service to the City of Pittsburgh and the maintenance of the Telephone Typewriter System in service in various offices and police stations of the Bureau of Police, for the year ending December 31, 1936.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract to the lowest responsible bidder or bidders for furnishing Telephone Service to the City of Pittsburgh, and the maintenance of the Telephone Typewriter System in service in various offices and police stations of the Bureau of Police, for the year ending December 31st, 1936, the cost thereof not to exceed the sum of \$51,100.00, in accordance with the provisions of an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March A. D., 1901, and the various supplements and amendments thereto, and the Ordinances of the City of Pittsburgh, in such cases made and provided, and to be chargeable to and payable from Code Account No. 1472—Item B—Miscellaneous Services, Bureau of Electricity, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 30, 1935.

Approved January 8, 1936.

Ordinance Book 47, Page 83.

No. 379

AN ORDINANCE — Providing for the letting of a contract for the arrest and disposal of dogs found running at large in the streets of the City of Pittsburgh, for the year ending December 31st, 1936, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the De-

partment of Public Safety shall be and they are hereby authorized and directed to advertise for proposals and to award a contract to the lowest responsible bidder or bidders for the arrest and disposal of dogs found running at large in the streets of the City of Pittsburgh, for the year ending December 31, 1936, in accordance with an Act of Assembly entitled, "An Act for the government of Cities of the Second Class", approved the 7th day of March, A. D. 1901, and the supplements and amendments thereto and the Ordinances of City Council, in such cases made and provided, the cost thereof not to exceed the sum of \$12,000.00, and to be charged to and payable from Code Account No. 1458, Item B—Dog Pound, Miscellaneous Services, Bureau of Police, Department of Public Safety.

Section 2—That said work shall be done in accordance with rules and regulations prescribed by the Director of the Department of Public Safety.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 30, 1935.

Approved January 8, 1936.

Ordinance Book 47, Page 83.

No. 380

AN ORDINANCE — Providing for the letting of a contract or contracts for furnishing acetylene gas, refilling, inspecting, painting, adjusting, replacing and repairing defective parts for gas traffic beacons in use in the Bureau of Traffic Planning, Department of Public Safety, for the year ending December 31, 1936.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, em-

powered and directed to advertise for proposals and let a contract or contracts to the lowest responsible bidder or bidders for furnishing acetylene gas, refilling, inspecting, painting, adjusting, replacing and repairing defective parts for gas traffic beacons in use in the Bureau of Traffic Planning, Department of Public Safety, for the year ending December 31, 1936, the cost thereof not to exceed the sum of \$5,250.00, in accordance with the provisions of an Act of Assembly entitled, "An Act for the Government of cities of the Second Class", approved the 7th day of March A. D., 1901, and the various amendments and supplements thereto, and the Ordinances of the City of Pittsburgh, in such cases made and provided, and to be chargeable to and payable from Code Account No. 1490—Item B—Miscellaneous Services, Bureau of Traffic Planning, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 30, 1935.

Approved January 8, 1936.

Ordinance Book 47, Page 84.

No. 381

AN ORDINANCE — Providing for the letting of a Contract for Laundry Service and furnishing of all necessary Linens for the Department of Public Safety and its several Bureaus and Divisions for the year ending December 31st, 1936.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract to the lowest responsible bidder or bidders for Laundry Service, and furnishing of

all necessary Linens for the Department of Public Safety and its several Bureaus and Divisions for the year ending December 31st, 1936, in accordance with the provisions of an Act of Assembly, entitled, "An Act for the Government of Cities of the Second Class", approved the 7th day of March A. D., 1901, and the various supplements and amendments thereto and the Ordinances of the City of Pittsburgh, in such cases made and provided, the cost thereof not to exceed the sum of \$3,750.00, and to be charged to the following Code Accounts, in accordance with the amounts herein specified, to-wit:—

To Code Account No. 1403,
Item B—Miscellaneous Services, General Office, Department of Public Safety,
not to exceed the sum of ..\$ 300.00

To Code Account No. 1413,
Item B—Miscellaneous Services, General Office, Division of Garage and Repair Shop, Department of Public Safety, not to exceed sum of 50.00

To Code Account No. 1447,
Item B—Miscellaneous Services, Bureau of Police, Department of Public Safety,
not to exceed the sum of .. 1,400.00

To Code Account No. 1463,
Item B—Miscellaneous Services, Bureau of Fire, Department of Public Safety,
not to exceed the sum of .. 2,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 30, 1935.

Approved January 8, 1936.

Ordinance Book 47, Page 85.

No. 382

AN ORDINANCE — Re-establishing the grade of Glenwood avenue,

from Mansion street to the angle south of Cust street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the westerly curb line of Glenwood avenue, from Mansion street to the angle south of Cust street, be and the same is hereby re-established as follows, to-wit:—

Beginning on the southerly curb line of Mansion street, at an elevation of 166.15 feet (curb as set); thence rising at the rate of 1.92% for a distance of 50.0 feet to an elevation of 166.15 feet (curb as set); the rate of 0.87% for a distance of 239.11 feet to a point of curve at the northerly curb line of Almeda street at an elevation of 169.20 feet (curb as set); thence by a concave parabolic curve for a distance of 45.60 feet to a point of tangent to an elevation of 171.21 feet; thence rising at the rate of 7.93% for a distance of 75.33 feet to a point of curve to an elevation of 177.18 feet; thence by a convex parabolic curve for a distance of 240.0 feet to a point of tangent to an elevation of 174.50 feet; thence falling at the rate of 10.16% for a distance of 44.0 feet to an elevation of 170.03 feet; thence falling at the rate of 8.03% for a distance of 34.96 feet to the angle south of Cust street at an elevation of 167.22 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 30, 1935.

Approved January 8, 1936.

Ordinance Book 47, Page 85.

No. 383

AN ORDINANCE—Making Appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the Debt Charges thereof for the Fiscal Year,

beginning January 1, 1936.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the revenues of said City derived from taxes and other sources for the fiscal year beginning January 1st, 1936 and ending December 31, 1936, are hereby appropriated in the sum of \$22,943,838.00 to pay the expenses of conducting the public business of the City of Pittsburgh and meeting the debt charges thereof during the said period beginning January 1st, 1936, and ending December 31st, 1936, and all unexpended balances of appropriations remaining open upon the books of the City Controller at the close of the fiscal year shall be and the same are hereby ordered to be cancelled, except such amounts as shall be required for payment for services actually rendered or supplied, materials or equipment actually delivered prior to December 31st, 1935 and so reported to the City Controller, or such amounts as shall be directed to be carried over to the fiscal year 1936, by resolution or ordinance of Council.

Section 2. No liability shall be incurred against any appropriation item in excess of the unencumbered balance thereof, and said appropriation items shall be administered subject to and in conformity with the following terms and conditions.

(a) The heads of the several departments shall prepare their several payrolls for audit by the Controller in accordance with the items of the ordinance establishing the respective positions and rates of compensation, and no payroll shall be approved for payment by the Controller unless the incumbents and the rates of compensation agree with the items of said ordinance, and unless the payroll shows the appropriation account or accounts chargeable with the compensation of each employe included thereon.

(b) There shall be affixed to all payrolls a certificate made by the person preparing such payrolls to the effect that there is a time record on

file in said department certified to by a person or persons having knowledge of the facts, showing the character of service and exact time of employment of each person named in the payroll, and that the distribution of time as shown on the payroll is in accordance with such time records.

(c) No transfer shall be made from one appropriation item to another except by resolution or ordinance of council, and such resolution or ordinance shall in each case set forth the reasons for such request, and be accompanied by a certification from the Controller stating that there is a sufficient balance unencumbered and available in the appropriation item from which the transfer is to be made.

Section 3. No obligation shall be incurred by any department of the City government other than for salaries or wages, or for necessary expenses of employees when engaged upon city business, except through the issue of an order, stating the service to be rendered, work performed, or supplies, materials or equipment to be furnished together with the estimated cost of the same. The Director of the Department of Supplies is hereby authorized and directed to provide upon requisition by the head of any department all necessary supplies, materials, equipment and machinery for such department; provided, however, that no requisition of any department shall be filled by the Director of the Department of Supplies in excess of the unencumbered balance of the appropriation properly chargeable, and that no order shall be issued by the Director of the Department of Supplies, or by the head of any other department of the City Government, until it has been approved by the City Controller. Payments on account of direct purchase shall be made from the amounts hereinafter appropriated therefor respectively. Purchases made by the Director of the Department of Supplies to go into stores shall be paid for from the fund provided for such purposes, and when and as directed by the City Controller, said fund shall be reimbursed from other appropriations to the extent of deliveries made from stores.

Section 4. Council may, by resolution of the Finance Committee, from time to time, restrict expenditures from the appropriations made hereby, both as to amounts of expenditure and the periods within which such expenditures may be made, and may also, by resolution of the Finance Committee at any time cancel in whole or in

part any unencumbered balance of any of said appropriations.

Section 5. For purposes of administration and accounting control, the code symbols indicated herein shall be considered as part of the appropriation titles.

Code Acct. Number	Class	Amount Appropriated	Total
COUNCIL AND CITY CLERK			
Council			
1001	A-1 Salaries, Regular Employees	\$ 21,450.00	
City Clerk			
1002	A-1 Salaries Regular Employees	\$ 19,670.00	
1003	B Miscellaneous Services	300.00	
1004	B Newspaper Advertising	20,000.00	
1005	C Supplies	6,000.00	
1006	F Equipment	1,000.00	
1008	M Celebration Armistice Day	3,000.00	
1009	B Taxicab Fund	2,500.00	
1011	M All Nations Independence Day Celebration ..	2,000.00	
42	M Contingent Fund	50,000.00	
52	N Tri-State Authority	5,000.00	
		<hr/>	\$ 200,920.00
MAYOR'S OFFICE			
1016	A-1 Salaries, Regular Employees	\$ 30,400.00	
1017	B Miscellaneous Services	1,500.00	
1018	C Supplies	2,500.00	
1019	E Repairs	25.00	
1020	F Equipment	300.00	
1021	M Contingent Fund	1,000.00	
		<hr/>	\$ 35,725.00
POLICE MAGISTRATES			
1022	A-1 Salaries, Regular Employees	\$ 22,250.00	
1023	B Miscellaneous Services	205.00	
1024	C Supplies	150.00	
		<hr/>	\$ 22,605.00
MORALS COURT			
1025	A-1 Salaries, Regular Employees	\$ 5,390.00	
1026	B Miscellaneous Services	50.00	
1027	C Supplies	150.00	
		<hr/>	\$ 5,590.00
TRAFFIC COURT			
1028	A-1 Salaries, Regular Employees	\$ 17,180.00	
1029	B Miscellaneous Services	350.00	
1030	C Supplies	600.00	
		<hr/>	\$ 18,130.00

Code	Acct.		Amount	
Number	Class		Appropriated	Total

SUPERVISION OF CITY STABLES

1040	A-1	Salaries, Regular Employees	\$ 1,950.00	
1041	B	Miscellaneous Services	5,500.00	
1042	C	Supplies	12,500.00	
1043	D	Materials	200.00	
1044	E	Repairs	2,000.00	
1045	F	Equipment	500.00	
			<hr/>	\$ 24,650.00

Total Mayor's Office \$ 100,700.00

DEPARTMENT OF CITY CONTROLLER

1046	A-1	Salaries, Regular Employees	\$ 144,844.00	
1047	A-4	Wages, Temporary Employees	27,000.00	
1048	B	Miscellaneous Services	5,000.00	
1049	C	Supplies	15,000.00	
1050	E	Repairs	1,000.00	
1051	F	Equipment	2,000.00	
1052	B	Inspection	250.00	
1053	B	Attorney's fees, fees bond issues	1,000.00	
1054	B	Registrar's Fees, and debt statements	2,500.00	
1055	M	Contingent Fund	5,000.00	
1056	B	Controller's Postage	12,000.00	
1057	B	Departmental Postage	5,000.00	
			<hr/>	\$ 224,214.00

DEPARTMENT OF CITY TREASURER

1060	A-1	Salaries, Regular Employees	\$ 62,400.00	
1061	A-2	Salaries, Temporary Employees	21,000.00	
1062	B	Miscellaneous Services	2,985.00	
1064	C	Supplies	2,170.00	
1065	E	Repairs	400.00	
1066	F	Equipment	650.00	
			<hr/>	\$ 90,605.00

DEPARTMENT OF COLLECTOR OF DELINQUENT TAXES

1067	A-1	Salaries, Regular Employees	\$ 29,890.00	
1068	A-2	Salaries, Temporary Employees	17,940.00	
1069	B	Miscellaneous Services	1,400.00	
1070	B	Advertising Delinquent Taxes	8,000.00	
1071	C	Supplies	1,195.00	
1072	E	Repairs	75.00	
1073	F	Equipment	1,670.00	
			<hr/>	\$ 60,170.00

DEPARTMENT OF LAW

1074	A-1	Salaries, Regular Employees	\$ 98,400.00	
1075	B	Miscellaneous Services	62,420.00	
1076	B	Witness Fees	25,000.00	
1078	C	Supplies	2,000.00	
1079	F	Equipment	1,500.00	
1080	M	Preparing and prosecuting litigation against Public Service Companies	24,500.00	
1081	M	Petty Claims	5,000.00	

Code Acct. Number	Class	Amount Appropriated	Total
1082 B	Title Examination	1,000.00	
1083 B	Miscellaneous Services Deficit 1935.....	20,000.00	
		<u> </u>	\$ 230,830.00

DEPARTMENT OF ASSESSORS

1093 A-1	Salaries, Regular Employees	\$ 88,560.00	
1095 B	Miscellaneous Services	6,690.00	
1096 C	Supplies	4,000.00	
1097 E	Repairs	50.00	
1098 F	Equipment	585.00	
		<u> </u>	\$ 109,885.00

CIVIL SERVICE COMMISSION

1099 M	Salaries, Regular Employees	\$ 26,880.00	
1100 B	Miscellaneous Services	425.00	
1101 C	Supplies ..	1,400.00	
		<u> </u>	\$ 28,705.00

DEPARTMENT OF CITY PLANNING

1102 A-1	Salaries, Regular Employees	\$ 25,950.00	
1103 B	Miscellaneous Services	430.00	
1104 C	Supplies	500.00	
1105 E	Repairs	255.00	
1106 F	Equipment ..	500.00	
1107 M	Printing topographic maps and storage of plates	5,850.00	
		<u> </u>	\$ 33,485.00

SHADE TREE DIVISION

1110 A-1	Salaries, Regular Employees	\$ 2,420.00	
1111 A-4	Wages, Temporary Employees	6,000.00	
1112 B	Miscellaneous Services	75.00	
1113 C	Supplies ..	900.00	
1114 D	Materials	570.00	
1115 E	Repairs	100.00	
1116 F	Equipment	260.00	
		<u> </u>	\$ 11,425.00

Total, Department of City Planning	\$ 44,910.00
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BOARD OF ADJUSTMENT

1117 A-1	Salaries, Regular Employees	\$ 15,940.00	
1118 C	Supplies	100.00	
1119 E	Repairs ..	40.00	
1120 F	Equipment	25.00	
		<u> </u>	\$ 16,105.00

ART COMMISSION

1121 A-1	Salaries, Regular Employees	\$ 2,020.00	
1122 B	Miscellaneous Services ..	10.00	
1123 C	Supplies	25.00	
1125 F	Equipment	10.00	
		<u> </u>	\$ 2,125.00

Code Acct. Number	Class	Amount Appropriated	Total
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DEPARTMENT OF SUPPLIES

1126	A-1	Salaries, Regular Employees	\$ 26,740.00
1128	B	Miscellaneous Services	1,780.00
1129	C	Supplies	1,845.00
1130	D	Materials	100.00
1131	E	Repairs	100.00
1132	F	Equipment	465.00
			<u>\$ 41,320.00</u>

BOARD OF WATER ASSESSORS

1140	A-1	Salaries, Regular Employees	\$ 26,150.00
1141	B	Miscellaneous Services	481,215.00
1143	C	Supplies	905.00
1145	E	Repairs	40.00
1146	F	Equipment	215.00
			<u>\$ 540,625.00</u>

CARNEGIE FREE LIBRARY, NORTH SIDE

1147	A-1	Salaries, Regular Employees	\$ 52,272.00
1148	A-2	Wages, Regular Employees	2,100.00
1149	B	Miscellaneous Services	1,000.00
1150	C	Supplies	6,000.00
1151	D	Materials	150.00
1152	E	Repairs	4,000.00
1153	F	Equipment	12,000.00
			<u>\$ 84,522.00</u>

WOODS RUN BRANCH

1154	A-1	Salaries, Regular Employees	\$ 5,252.00
1156	B	Miscellaneous Services	1,350.00
1157	C	Supplies	750.00
1158	F	Equipment	1,700.00
			<u>\$ 9,052.00</u>

Total, Carnegie Free Library, North Side..	\$ 92,574.00
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DEPARTMENT OF PUBLIC HEALTH

General Office

1201	A-1	Salaries, Regular Employees	\$ 14,540.00
1202	B	Miscellaneous Services	260.00
1203	C	Supplies	290.00
1204	E	Repairs	30.00
1205	F	Equipment	75.00
			<u>\$ 15,195.00</u>

BUREAU OF INFECTIOUS DISEASES

1206	A-1	Salaries, Regular Employees	\$ 19,100.00
1207	A-2	Wages, Temporary Employees	550.00
1208	B	Miscellaneous	5.00
1209	C	Supplies	115.00
1210	E	Repairs	35.00
1211	F	Equipment	245.00
			<u>\$ 20,070.00</u>

Code Acct. Number	Class	Amount Appropriated	Total
DIVISION OF REGISTRATION			
1212	A-1 Salaries, Regular Employees	\$ 3,650.00	
1213	B Miscellaneous Services	630.00	
1214	C Supplies	100.00	
1215	E Repairs	10.00	
		<u> \$</u>	4,390.00
DIVISION OF TRANSMISSIBLE DISEASES			
1216	A-1 Salaries, Regular Employees	\$ 39,220.00	
1218	B Miscellaneous Services	1,600.00	
1219	C Supplies	12,325.00	
1220	D Materials	10.00	
		<u> \$</u>	53,155.00
DIVISION OF BACTERIOLOGY			
1221	A-1 Salaries, Regular Employees	\$ 17,660.00	
1223	B Miscellaneous Services	100.00	
1224	C Supplies	925.00	
1225	D Materials	25.00	
1226	E Repairs	75.00	
1227	F Equipment	250.00	
		<u> \$</u>	19,035.00
TUBERCULOSIS HOSPITAL			
1228	A-1 Salaries, Regular Employees	\$ 76,924.00	
1229	A-3 Wages, Regular Employees	14,695.00	
1230	B Miscellaneous Services	290.00	
1231	C Supplies	67,570.00	
1232	D Materials	1,700.00	
1233	E Repairs	1,500.00	
1234	F Equipment and Machinery	2,500.00	
		<u> \$</u>	165,179.00
MUNICIPAL HOSPITAL			
1235	A-1 Salaries, Regular Employees	\$ 38,580.00	
1236	A-2 Salaries, Temporary Employees	1,375.00	
1237	A-3 Wages, Regular Employees	30,520.00	
1238	B Miscellaneous Services	1,030.00	
1239	C Supplies	25,150.00	
1240	D Materials	800.00	
1241	E Repairs	600.00	
1242	F Equipment and Machinery	1,150.00	
		<u> \$</u>	99,205.00
Total Bureau of Infectious Diseases.....			\$ 361,034.00
BUREAU OF CHILD WELFARE			
1234	A-1 Salaries, Regular Employees	\$ 155,260.00	
1244	M Diphtheria Immunization Fund	5,000.00	
1245	B Miscellaneous Services	4,610.00	
1246	C Supplies	18,000.00	
1247	E Repairs	25.00	
1248	F Equipment	50.00	
		<u> \$</u>	182,945.00

Code	Acct.		Amount	
Number	Class		Appropriated	Total

BUREAU OF SMOKE REGULATION

1249	A-1	Salaries, Regular Employees	\$ 10,730.00	
1251	B	Miscellaneous Services	200.00	
1252	C	Supplies	75.00	
1253	E	Repairs	20.00	
1254	F	Equipment	65.00	
				\$ 11,090.00

BUREAU OF SANITATION

1255	A-1	Salaries, Regular Employees	\$ 22,610.00	
1256	A-3	Wages, Regular Employees	15,140.00	
1257	B	Miscellaneous Services	300.00	
1258	C	Supplies	300.00	
1259	E	Repairs	15.00	
1260	F	Equipment	400.00	
1261	B	Garbage and Rubbish Disposal	1,150,000.00	
1262	B	Garbage and Rubbish Disposal Deficit 1935..	150,000.00	
				\$ 1,338,765.00

DIVISION OF PLUMBING AND HOUSE DRAINAGE

1263	A-1	Salaries, Regular Employees	\$ 25,830.00	
1264	A-4	Wages, Temporary Employees	400.00	
1265	B	Miscellaneous Services	700.00	
1266	C	Supplies	500.00	
1267	D	Materials	20.00	
1268	E	Repairs	10.00	
1269	F	Equipment	50.00	
				\$ 27,510.00

DIVISION OF HOUSING AND SANITARY INSPECTION

1270	A-1	Salaries, Regular Employees	\$ 41,610.00	
1271	B	Miscellaneous Services	900.00	
1272	C	Supplies	275.00	
1274	F	Equipment	110.00	
				\$ 42,895.00

Total Bureau of Sanitation \$ 1,409,170.00

BUREAU OF FOOD INSPECTION

1275	A-1	Salaries, Regular Employees	\$ 62,110.00	
1276	B	Miscellaneous Services	7,486.00	
1277	C	Supplies	450.00	
1278	D	Materials	25.00	
1279	E	Repairs	25.00	
1280	F	Equipment	200.00	
				\$ 70,296.00

Total, Department of Health \$ 2,049,720.00

DEPARTMENT OF PUBLIC WELFARE

General Office

1301	A-1	Salaries, Regular Employees	\$ 33,320.00	
1302	B	Miscellaneous Services	6,350.00	
1303	C	Supplies	1,275.00	

Code Acct. Number	Class	Amount Appropriated	Total
1304 E	Repairs	85.00	
1305 F	Equipment	1,950.00	
			\$ 42,980.00

DISTRICT PHYSICIANS

1306 A-1	Salaries, Regular Employees	\$ 16,060.00	
1307 C	Supplies	7,500.00	
1308 B	Quarantine Relief and Burials	10,200.00	
1309 B	Care of Patients in other districts	1,500.00	
1310 B	Care of Feeble Minded Patients	12,100.00	
1311 B	Transportation	3,500.00	
1312 B	Pasteur Treatment	3,000.00	
			\$ 53,860.00

MENTAL HEALTH CLINIC

1316 A-1	Salaries, Regular Employees	\$ 15,200.00	
1317 B	Miscellaneous Services	65.00	
1318 C	Supplies	40.00	
1319 E	Repairs	25.00	
1320 F	Equipment	250.00	
			\$ 15,580.00

MAYVIEW CITY HOME AND HOSPITAL

1325 A-1	Salaries, Regular Employees	\$ 396,000.00	
1326 A-3	Wages, Regular Employees	75,000.00	
1328 B	Miscellaneous Services	4,600.00	
1332 C	Supplies	415,000.00	
1333 D	Materials	25,000.00	
1335 E	Repairs	5,000.00	
1337 F	Equipment and Machinery	35,000.00	
1339 M	Occupational and Recreational Fund	260.00	
			\$ 955,860.00

MAYVIEW COAL MINE

1351 A-1	Salaries, Regular Employees	\$ 2,772.00	
1325 A-3	Wages, Regular Employees	27,780.00	
1353 C	Supplies	200.00	
1354 D	Materials	3,500.00	
1356 F	Equipment and Machinery	3,000.00	
			\$ 37,252.00

Total, Department of Public Welfare.... \$ 1,105,532.00

DEPARTMENT OF PUBLIC SAFETY

1401 A-1	Salaries, Regular Employees	\$ 27,200.00	
1403 B	Miscellaneous Services	895.00	
1404 C	Supplies	1,200.00	
1405 E	Repairs	105.00	
1406 F	Equipment	185.00	
			\$ 29,585.00

DIVISION OF GARAGE AND REPAIR SHOP

1411 A-1	Salaries, Regular Employees	\$ 7,950.00	
1412 A-3	Wages, Regular Employees	45,250.00	
1413 B	Miscellaneous Services	1,800.00	

Code	Acct.		Amount	
Number		Class	Appropriated	Total
1414	C	Supplies	33,000.00	
1415	D	Materials	13,500.00	
1416	E	Repairs	5,000.00	
1417	F	Equipment	575.00	
			<u> </u>	\$ 107,075.00

DIVISION OF ACCOUNTS AND PERMITS

1432	A-1	Salaries, Regular Employees	\$ 12,980.00	
			<u> </u>	\$ 12,980.00

DIVISION OF BOILER INSPECTION

1440	A-1	Salaries, Regular Employees	\$ 6,200.00	
1441	B	Miscellaneous Services	100.00	
1442	C	Supplies	205.00	
			<u> </u>	\$ 6,505.00

Total, General Office			\$ 156,145.00
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BUREAU OF POLICE

1443	A-1	Salaries, Regular Employees	\$ 2,190,310.00
1445	A-3	Wages, Regular Employees	70,080.00
1446	A-4	Wages, Temporary Employees	5,740.00
1447	B	Miscellaneous Services	22,500.00
1448	B	Carefare	5,000.00
1449	C	Supplies	20,000.00
1450	D	Materials	1,200.00
1451	E	Repairs	3,000.00
1452	F	Equipment and Machinery	10,000.00
1455	O	Refunds for Uniforms	250.00

Dog Pound

1458	B	Miscellaneous Services	\$ 12,000.00
			<u> </u>
			\$ 2,340,080.00

BUREAU OF FIRE

1461	A-1	Salaries, Regular Employees	\$ 1,802,170.00
1463	B	Miscellaneous Services	2,550.00
1464	C	Supplies	35,000.00
1465	D	Materials	4,500.00
1466	E	Repairs	6,950.00
1468	F	Equipment	25,000.00
1469	F	Fire Hose	10,000.00
			<u> </u>
			\$ 1,886,170.00

BUREAU OF ELECTRICITY

1471	A-1	Salaries, Regular Employees	\$ 96,450.00
1472	B	Miscellaneous Services	51,000.00
1474	C	Supplies	2,500.00
1475	D	Materials	3,500.00
1476	E	Repairs	300.00
1477	F	Equipment and Machinery	3,300.00
1478	F	Special Equipment—Police and Fire Boxes....	4,500.00
1479	F	Special Equipment—Police and Fire Boxes....	800.00
1479	G	Miscellaneous Conduit Construction	2,000.00
1480	G	Cable Installation	<u> </u>
			\$ 164,350.00

Code Acct. Number	Class	Amount Appropriated	Total
1304 E	Repairs	85.00	
1305 F	Equipment	1,950.00	
			\$ 42,980.00

DISTRICT PHYSICIANS

1306 A-1	Salaries, Regular Employees	\$ 16,060.00	
1307 C	Supplies	7,500.00	
1308 B	Quarantine Relief and Burials	10,200.00	
1309 B	Care of Patients in other districts	1,500.00	
1310 B	Care of Feeble Minded Patients	12,100.00	
1311 B	Transportation	3,500.00	
1312 B	Pasteur Treatment	3,000.00	
			\$ 53,860.00

MENTAL HEALTH CLINIC

1316 A-1	Salaries, Regular Employees	\$ 15,200.00	
1317 B	Miscellaneous Services	65.00	
1318 C	Supplies	40.00	
1319 E	Repairs	25.00	
1320 F	Equipment	250.00	
			\$ 15,580.00

MAYVIEW CITY HOME AND HOSPITAL

1325 A-1	Salaries, Regular Employees	\$ 396,000.00	
1326 A-3	Wages, Regular Employees	75,000.00	
1328 B	Miscellaneous Services	4,600.00	
1332 C	Supplies	415,000.00	
1333 D	Materials	25,000.00	
1335 E	Repairs	5,000.00	
1337 F	Equipment and Machinery	35,000.00	
1339 M	Occupational and Recreational Fund	260.00	
			\$ 955,860.00

MAYVIEW COAL MINE

1351 A-1	Salaries, Regular Employees	\$ 2,772.00	
1325 A-3	Wages, Regular Employees	27,780.00	
1353 C	Supplies	200.00	
1354 D	Materials	3,500.00	
1356 F	Equipment and Machinery	3,000.00	
			\$ 37,252.00

Total, Department of Public Welfare....	\$ 1,105,532.00
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DEPARTMENT OF PUBLIC SAFETY

1401 A-1	Salaries, Regular Employees	\$ 27,200.00	
1403 B	Miscellaneous Services	895.00	
1404 C	Supplies	1,200.00	
1405 E	Repairs	105.00	
1406 F	Equipment	185.00	
			\$ 29,585.00

DIVISION OF GARAGE AND REPAIR SHOP

1411 A-1	Salaries, Regular Employees	\$ 7,950.00	
1412 A-3	Wages, Regular Employees	45,250.00	
1413 B	Miscellaneous Services	1,800.00	

Code Acct. Number	Class	Amount Appropriated	Total
1414 C	Supplies	33,000.00	
1415 D	Materials	13,500.00	
1416 E	Repairs	5,000.00	
1417 F	Equipment	575.00	
		<u>\$</u>	107,075.00

DIVISION OF ACCOUNTS AND PERMITS

1432 A-1	Salaries, Regular Employees	\$ 12,980.00	
		<u>\$</u>	12,980.00

DIVISION OF BOILER INSPECTION

1440 A-1	Salaries, Regular Employees	\$ 6,200.00	
1441 B	Miscellaneous Services	100.00	
1442 C	Supplies	205.00	
		<u>\$</u>	6,505.00

Total, General Office	\$	156,145.00
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BUREAU OF POLICE

1443 A-1	Salaries, Regular Employees	\$ 2,190,310.00
1445 A-3	Wages, Regular Employees	70,080.00
1446 A-4	Wages, Temporary Employees	5,740.00
1447 B	Miscellaneous Services	22,500.00
1448 B	Carefare	5,000.00
1449 C	Supplies	20,000.00
1450 D	Materials	1,200.00
1451 E	Repairs	3,000.00
1452 F	Equipment and Machinery	10,000.00
1455 O	Refunds for Uniforms	250.00

Dog Pound

1458 B	Miscellaneous Services	\$ 12,000.00	
		<u>\$</u>	2,340,080.00

BUREAU OF FIRE

1461 A-1	Salaries, Regular Employees	\$ 1,802,170.00	
1463 B	Miscellaneous Services	2,550.00	
1464 C	Supplies	35,000.00	
1465 D	Materials	4,500.00	
1466 E	Repairs	6,950.00	
1468 F	Equipment	25,000.00	
1469 F	Fire Hose	10,000.00	
		<u>\$</u>	1,886,170.00

BUREAU OF ELECTRICITY

1471 A-1	Salaries, Regular Employees	\$ 96,450.00	
1472 B	Miscellaneous Services	51,000.00	
1474 C	Supplies	2,500.00	
1475 D	Materials	3,500.00	
1476 E	Repairs	300.00	
1477 F	Equipment and Machinery	3,300.00	
1478 F	Special Equipment—Police and Fire Boxes....	4,500.00	
1479 G	Miscellaneous Conduit Construction	800.00	
1480 G	Cable Installation	2,000.00	
		<u>\$</u>	164,350.00

Code Acct. Number	Class	Amount Appropriated	Total
BUREAU OF BUILDING INSPECTION			
1481	A-1 Salaries, Regular Employees	\$ 94,880.00	
1482	A-3 Wages, Regular Employees	26,000.00	
1483	B Miscellaneous Services	2,250.00	
1484	C Supplies	550.00	
1485	M Demolition of Condemned Buildings	7,000.00	
1486	E Repairs	50.00	
1487	F Equipment	75.00	
			\$ 130,805.00

BUREAU OF TRAFFIC PLANNING			
1488	A-1 Salaries, Regular Employees	\$ 47,930.00	
1489	A-4 Wages, Temporary Employees	15,840.00	
1490	B Miscellaneous Services	10,000.00	
1491	B Boy Scout Traffic Count	1,000.00	
1492	B Tabulation Fund	1,000.00	
1493	C Supplies	29,000.00	
1494	D Materials	7,500.00	
1495	E Repairs	500.00	
1496	F Equipment	5,000.00	
1997	M Publicity Fund	5,500.00	
1498	G Downtown Traffic Signal Underground Cable Installation Fund	16,366.00	
1499	G Essay Contest	4,000.00	
			\$ 143,136.00
Total, Department of Public Safety			\$ 4,820,686.00

DEPARTMENT OF PUBLIC WORKS			
1500	A-1 Salaries, Regular Employees	\$ 16,300.00	
1502	B Miscellaneous Services	500.00	
1503	C Supplies	300.00	
1504	E Repairs	10.00	
1505	F Equipment	100.00	
			\$ 17,210.00

CHIEF ENGINEER'S OFFICE			
1506	A-1 Salaries, Regular Employees	\$ 8,050.00	
1507	B Miscellaneous Services	125.00	
1508	C Supplies	150.00	
1509	E Repairs	15.00	
1510	F Equipment	50.00	
			\$ 8,390.00

DIVISION OF GARAGE AND REPAIR SHOP			
1511	A-1 Salaries, Regular Employees	\$ 3,670.00	
1512	A-2 Wages, Regular Employees	16,040.00	
1513	B Miscellaneous Services	200.00	
1514	C Supplies	34,000.00	
1515	D Materials	15,000.00	
1516	E Repairs	2,000.00	
1517	F Equipment	2,000.00	
			\$ 72,910.00

Code	Acct.		Amount	
Number		Class	Appropriated	Total
DIVISION OF ACCOUNTING				
1518	A-1	Salaries, Regular Employees	\$ 18,210.00	
1519	B	Miscellaneous Services	625.00	
1520	C	Supplies	350.00	
1521	E	Repairs	15.00	
1521	E	Equipment	50.00	
			\$	19,250.00
Photographic Division				
1523	A-1	Salaries, Regular Employees	\$ 4,650.00	
1524	B	Miscellaneous Services	25.00	
1525	C	Supplies	900.00	
1526	D	Materials	35.00	
1527	E	Repairs	25.00	
1528	F	Equipment	65.00	
			\$	5,700.00
Total, General Office			\$	123,460.00
BUREAU OF ENGINEERING				
General Office				
1529	A-1	Salaries, Regular Employees	\$ 5,750.00	
1530	B	Miscellaneous Services	20.00	
1531	C	Supplies	500.00	
1532	C	Blue Printing	1,500.00	
1533	C	Curb and Grade Pins	250.00	
1534	E	Repairs	25.00	
1535	F	Equipment	150.00	
1536	D	Castings	1,500.00	
1537	M	Drillings and Test Pits	500.00	
			\$	10,195.00
DIVISION OF SURVEYS				
1538	A-1	Salaries, Regular Employees	\$ 13,700.00	
1539	B	Miscellaneous Services	70.00	
1540	C	Supplies	350.00	
1541	E	Repairs	350.00	
1542	F	Equipment	260.00	
			\$	19,730.00
DIVISION OF DESIGN				
1543	A-1	Salaries, Regular Employees	\$ 15,270.00	
1544	C	Supplies	300.00	
1545	E	Repairs	50.00	
1546	F	Equipment	335.00	
1547	C	Standards and Specifications	2,000.00	
			\$	17,955.00
DIVISION OF CONSTRUCTION				
1548	A-1	Salaries, Regular Employees	\$ 49,340.00	
1549	B	Miscellaneous Services	1,500.00	
1550	C	Supplies	200.00	
1551	D	Materials	25.00	
1552	E	Repairs	150.00	

Code Acct. Number	Class	Amount Appropriated	Total
1553 E	General Repaving	25,000.00	
1554 E	Sewer Repair Schedule	10,000.00	
1555 F	Equipment	250.00	
		-----\$	86,465.00

DIVISION OF BRIDGES AND STRUCTURES

1565 A-1	Salaries, Regular Employees	\$ 37,360.00	
1566 B	Miscellaneous Services	360.00	
1567 C	Supplies	450.00	
1569 E	Repairs	75.00	
1570 E	Repair Schedule	30,000.00	
1572 F	Equipment	200.00	
		-----\$	68,445.00

DIVISION OF MAINTENANCE

Bridge Repairs—City Force

1573 A-4	Wages—Temporary Employees	\$ 35,400.00	
1575 B	Miscellaneous Services	200.00	
1576 C	Supplies	500.00	
1577 D	Materials	6,000.00	
1578 E	Repairs	100.00	
1579 F	Equipment	1,000.00	
		-----\$	43,200.00

BRIDGE REPAINTING—CITY FORCE

1580 A-3	Wages, Regular Employees	\$ 22,060.00	
1581 B	Miscellaneous Services	250.00	
1582 C	Supplies	400.00	
1583 D	Materials	5,000.00	
1584 F	Equipment	300.00	
		-----\$	28,010.00

STREET SIGNS AND MONUMENT BOXES

1585 A-4	Wages, Temporary Employees	\$ 3,320.00	
1587 B	Miscellaneous Services	50.00	
1588 C	Supplies	50.00	
1589 D	Materials	2,000.00	
1590 F	Equipment	100.00	
		-----\$	5,520.00

CONSTRUCTION AND MAINTENANCE OF FENCES

1593 A-4	Wages, Temporary Employees	\$ 5,000.00	
1595 C	Supplies	25.00	
1596 D	Materials	1,500.00	
1597 F	Equipment	225.00	
		-----\$	6,750.00

Total, Bureau of Engineering	\$ 286,270.00
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BUREAU OF DEED REGISTRY

1598 A-1	Salaries, Regular Employees	\$ 13,510.00	
1600 C	Supplies	320.00	
1601 E	Repairs	100.00	
1602 F	Equipment	20.00	
		-----\$	13,950.00

Code Acct. Number	Class	Amount Appropriated	Total
BUREAU OF HIGHWAYS & SEWERS			
General Office			
1603	A-1 Salaries, Regular Employees	\$ 17,260.00	
1604	B Miscellaneous Services	50.00	
1605	C Supplies	550.00	
1606	E Repairs	50.00	
1607	F Equipment	80.00	
		\$	17,990.00
DIVISION OFFICES			
1608	A-1 Salaries, Regular Employees	\$ 23,400.00	
1609	A-3 Wages, Regular Employees	47,520.00	
1610	B Miscellaneous Services	900.00	
1611	C Supplies	400.00	
		\$	72,220.00
STABLES AND YARDS			
1612	A-1 Salaries, Regular Employees	\$ 2,980.00	
1613	A-3 Wages, Regular Employees	26,973.00	
1614	B Miscellaneous Services	7,755.00	
1615	C Supplies	2,300.00	
1616	D Materials	250.00	
1617	E Repairs	100.00	
1618	F Equipment	50.00	
		\$	40,408.00
BUILDINGS			
1619	D Materials	\$ 250.00	
1620	E Repairs	1,000.00	
		\$	1,250.00
CLEANING HIGHWAYS			
1621	A-4 Wages, Temporary Employees—Jan. to Mar. ..	\$ 73,000.00	
1622	A-4 Wages, Temporary Employees—April to June ..	83,000.00	
1623	A-4 Wages, Temporary Employees—July to Sept. ..	85,000.00	
1624	A-4 Wages, Temporary Employees—Oct. to Dec. ..	74,000.00	
1625	B Miscellaneous Services	7,300.00	
1626	C Supplies	5,000.00	
1628	E Repairs	75.00	
1629	F Equipment	20,000.00	
		\$	347,375.00
REPAIRING HIGHWAYS			
1630	A-4 Wages, Temporary Employees—Jan. to Mar. ..	\$ 14,000.00	
1631	A-4 Wages, Temporary Employees—Apr. to June ..	18,000.00	
1632	A-4 Wages, Temporary Employees—July to Sept. ..	22,000.00	
1633	A-4 Wages, Temporary Employees—Oct. to Dec. ..	15,775.00	
1634	B Miscellaneous Services	250.00	
1635	D Materials	5,000.00	
		\$	75,025.00
CLEANING AND REPAIRING SEWERS AND SEWER DROPS			
1636	A-4 Wages, Temporary Employees—Jan. to Mar. ..	\$ 11,500.00	
1637	A-4 Wages, Temporary Employees—Apr. to June ..	12,500.00	
1638	A-4 Wages, Temporary Employees—July to Sept. ..	12,500.00	

Code Acct. Number	Class	Amount Appropriated	Total
1639	A-4 Wages, Temporary Employees—Oct. to Dec.	12,500.00	
1640	C Supplies	150.00	
1641	D Materials	2,000.00	
			51,150.00

CEMENT WALKS

1642	G Laying Cement Walks	5,000.00	5,000.00
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BOARDWALKS AND STEPS

1643	A-4 Wages, Temporary Employees—Jan. to Mar.	3,000.00	
1644	A-4 Wages, Temporary Employees—April to June	6,000.00	
1645	A-4 Wages, Temporary Employees—July to Sept.	6,000.00	
1646	A-4 Wages, Temporary Employees—Oct. to Dec.	3,000.00	
1647	D Materials	20,000.00	
1648	F Equipment	75.00	
1649	M Cinders, Slag and Freight Fund	5,000.00	
			43,075.00

PLATFORMS AND STANDS

1650	A-4 Wages, Temporary Employees	700.00	
1651	D Materials	300.00	
			1,000.00

DIVISION OF PUBLIC UTILITIES

1652	A-1 Salaries, Regular Employees	14,700.00	
1653	B Miscellaneous Services	350.00	
1654	C Supplies	200.00	
			15,250.00

ASPHALT PLANT

1655	A-1 Salaries, Regular Employees	15,040.00	
1656	A-4 Wages, Temporary Employees	90,000.00	
1657	B Miscellaneous Services	3,800.00	
1658	C Supplies	13,250.00	
1659	D Materials	55,000.00	
1660	E Repairs	1,150.00	
1661	F Equipment	15,000.00	
			193,240.00

Total, Highways & Sewers	\$ 862,983.00
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BUREAU OF CITY PROPERTY

1663	A-1 Salaries, Regular Employees	5,890.00	
1664	B Miscellaneous Services	2,550.00	
1665	C Supplies	175.00	
1666	D Materials	225.00	
1667	E Repairs	800.00	
1668	E Equipment	600.00	
			10,240.00

CITY-COUNTY BUILDING

1669	A-1 Salaries, Regular Employees	63,830.00	
1670	A-3 Wages, Regular Employees	30,425.00	

Code	Acct.		Amount	
Number		Class	Appropriated	Total
1671	B	Miscellaneous Services	1,460.00	
1672	C	Supplies	20,000.00	
1673	D	Materials	3,275.00	
1674	E	Repairs	2,500.00	
1675	F	Equipment	670.00	
			-----	\$ 122,160.00

NORTH SIDE MUNICIPAL HALL

1677	A-1	Salaries, Regular Employees	\$ 5,016.00	
1678	A-3	Wages, Regular Employees	1,551.00	
1679	C	Supplies	3,600.00	
1680	D	Materials	95.00	
1681	E	Repairs	600.00	
1682	F	Equipment	15.00	
			-----	\$ 10,877.00

NORTH SIDE MARKET

1689	A-1	Salaries, Regular Employees	\$ 4,788.00	
1690	A-3	Wages, Regular Employees	10,640.00	
1692	B	Miscellaneous Services	670.00	
1693	C	Supplies	9,200.00	
1694	D	Materials	25.00	
1695	E	Repairs	100.00	
1696	F	Equipment	200.00	
1697	F	Special Equipment	3,000.00	
			-----	\$ 28,623.00

SOUTH SIDE MARKET AUDITORIUM

1707	C	Supplies	\$ 1,200.00	
1708	E	Repairs	350.00	
1709	E	Special Repairs	3,000.00	
			-----	\$ 4,550.00

WHARVES AND LANDINGS

1712	A-3	Wages, Regular Employees	\$ 8,630.00	
1713	B	Miscellaneous Services	70.00	
1714	C	Supplies	205.00	
1715	D	Materials	35.00	
1716	E	Repairs	350.00	
1717	F	Equipment	90.00	
			-----	\$ 9,380.00

COMFORT HOUSES

1718	A-1	Salaries, Regular Employees	\$ 59,400.00	
1719	C	Supplies	4,600.00	
1720	D	Materials	170.00	
1721	E	Repairs	3,550.00	
1722	F	Equipment	120.00	
			-----	\$ 67,840.00

STEPHEN C. FOSTER HOME

1723	A-1	Salaries, Regular Employees	\$ 660.00	
1724	C	Supplies	520.00	
1725	E	Repairs	300.00	
			-----	\$ 1,480.00

Code Acct. Number		Class	Amount Appropriated	Total
EXPOSITION BUILDING				
1730	E	Repairs	\$ 1,000.00	
			\$	1,000.00
Total, Bureau of City Property			\$	256,150.00
BUREAU OF WATER				
1736	A-1	Salaries, Regular Employees	\$ 15,030.00	
1737	B	Miscellaneous Services	50.00	
1738	C	Supplies	135.00	
1739	E	Repairs	15.00	
1740	F	Equipment	20.00	
			\$	15,250.00
FILTRATION DIVISION				
1741	A-1	Salaries, Regular Employees	\$ 47,720.00	
1742	A-3	Wages, Regular Employees	6,180.00	
1743	A-3	Wages, Regular Laborers—Jan. to Mar.	23,200.00	
1744	A-3	Wages, Regular Laborers—Apr. to June	23,200.00	
1745	A-3	Wages, Regular Laborers—July to Sept.	25,600.00	
1746	A-3	Wages, Regular Laborers—Oct. to Dec.	23,200.00	
1747	A-4	Wages, Temporary Laborers—Jan. to Mar.	3,200.00	
1748	A-4	Wages, Temporary Laborers, Oct. to Dec.	2,800.00	
1749	B	Miscellaneous Services	580.00	
1750	C	Soda Ash and Chlorine	20,000.00	
1751	C	Supplies	3,500.00	
1752	D	Materials	8,300.00	
1753	E	Repairs	700.00	
1754	F	Equipment	3,385.00	
			\$	191,565.00
MECHANICAL DIVISION				
1755	A-1	Salaries, Regular Employees	\$ 44,985.00	
1756	A-3	Wages, Regular Employees	130,153.00	
1757	A-3	Wages, Regular Laborers—Jan. to Mar.	10,556.00	
1758	A-3	Wages, Regular Laborers—April to June	10,556.00	
1759	A-3	Wages, Regular Laborers—July to Sept.	10,556.00	
1760	A-3	Wages, Regular Laborers—Oct to Dec.	10,556.00	
1761	A-4	Wages, Temporary Employees	23,732.00	
1762	A-4	Temporary Laborers—Jan. to Mar.	2,600.00	
1763	A-4	Temporary Laborers—April to June	2,600.00	
1764	A-4	Wages, Temporary Laborers—July to Sept. ..	2,600.00	
1765	A-4	Wages, Temporary Laborers—Oct. to Dec.	2,600.00	
1767	B	Miscellaneous Services	330.00	
1768	C	Fuel—Coal	78,300.00	
1769	C	Gas	1,000.00	
1770	C	Electric Current	240,000.00	
1771	C	Supplies	5,700.00	
1772	D	Materials	7,500.00	
1773	E	Repairs	6,000.00	
1774	F	Equipment	4,000.00	
			\$	594,324.00
DISTRIBUTION DIVISION				
1775	A-1	Salaries, Regular Employees	\$ 116,740.00	

Code	Acct.		Amount	
Number		Class	Appropriated	Total
1776	A-3	Wages, Regular Employees	39,300.00	
1777	A-4	Wages, Temporary Employees	78,320.00	
1778	A-4	Wages, Temporary Laborers—Jan. to Mar. ...	9,100.00	
1779	A-4	Wages, Temporary Laborers—April to June	9,100.00	
1780	A-4	Wages, Temporary Laborers—July to Sept.	9,100.00	
1781	A-4	Wages, Temporary Laborers—Oct. to Dec. ...	9,100.00	
1783	B	Miscellaneous Services	41,950.00	
1784	C	Supplies	4,000.00	
1785	D	Materials	6,000.00	
1786	E	Repairs	800.00	
1787	M	Water-Meter Repairs	6,000.00	
1788	F	Equipment and Machinery	1,010.00	
1789	D	Meter Repair Parts	12,000.00	
1790	F	Meters	2,000.00	
			<hr/> \$	344,520.00

Total, Bureau of Water \$ 1,145,659.00

BUREAU OF LIGHT

1791	A-1	Salaries, Regular Employees	\$ 7,700.00	
1793	B	Miscellaneous Services	761,600.00	
1794	C	Supplies	50.00	
1796	E	Repairs	25.00	
1797	F	Equipment	100.00	
			<hr/> \$	769,475.00

BUREAU OF PARKS—GENERAL OFFICE

1798	A-1	Salaries, Regular Employees	\$ 11,440.00	
1799	B	Miscellaneous Services	2,810.00	
1800	C	Supplies	40,000.00	
1801	D	Materials	7,000.00	
1802	E	Repairs	2,000.00	
1803	F	Equipment	3,000.00	
			<hr/> \$	66,250.00

SCHENLEY PARK

1804	A-1	Salaries, Regular Employees	5,940.00	
1805	A-2	Salaries, Temporary Employees	4,023.00	
1806	A-4	Wages, Temporary Employees	42,945.00	
			<hr/> \$	52,908.00

SCHENLEY CONSERVATORY AND HALL OF BOTANY

1821	A-1	Salaries, Regular Employees	\$ 15,022.00	
1823	A-4	Wages, Temporary Employees	18,200.00	
			<hr/> \$	33,222.00

NORTH SIDE CONSERVATORY

1829	A-1	Salaries, Regular Employees	\$ 4,950.00	
1831	A-4	Wages, Temporary Employees	10,870.00	
			<hr/> \$	15,820.00

SMALL PARKS

1837	A-1	Salaries, Regular Employees	\$ 3,300.00	
1839	A-4	Wages, Temporary Employees	39,200.00	
			<hr/> \$	42,500.00

Code Acct. Number	Class		Amount Appropriated	Total
HIGHLAND PARK				
1846	A-1	Salaries, Regular Employees	\$ 5,590.00	
1848	A-4	Wages, Temporary Employees	18,190.00	
			\$	23,780.00
HIGHLAND PARK ZOO				
1859	A-1	Salaries, Regular Employees	\$ 1,800.00	
1861	A-4	Wages, Temporary Employees	17,310.00	
			\$	19,110.00
RIVERVIEW PARK				
1867	A-1	Salaries, Regular Employees	\$ 3,460.00	
1869	A-4	Wages, Temporary Employees	17,050.00	
			\$	20,510.00
WEST PARK				
1878	A-1	Salaries, Regular Employees	\$ 2,290.00	
1880	A-4	Wages, Temporary Employees	11,490.00	
			\$	13,780.00
PARK IMPROVEMENTS				
1886	M	Improvement Snyder Square	\$ 500.00	
			\$	500.00
PAINTING				
1888	A-4	Wages, Temporary Employees	\$ 1,730.00	
1889	D	Materials	1,200.00	
			\$	2,930.00
Total, Bureau of Parks			\$	291,310.00
BUREAU OF RECREATION				
1896	A-1	Salaries, Regular Employees	\$ 9,500.00	
1897	C	Supplies	300.00	
1898	E	Repairs	25.00	
1899	F	Equipment	275.00	
			\$	10,100.00
GROUNDS AND BUILDINGS				
1901	A-1	Salaries, Regular Employees	\$ 27,770.00	
1901	A-4	Wages, Temporary Employees	17,700.00	
1902	B	Miscellaneous Services	2,800.00	
1903	C	Calcium Chloride	1,100.00	
1904	C	Supplies	12,000.00	
1905	D	Materials	5,700.00	
1906	E	Repairs	10,000.00	
1907	F	Equipment	4,500.00	
			\$	79,570.00
WOMEN'S AND CHILDREN'S ACTIVITIES				
1908	A-1	Salaries, Regular Employees	\$ 34,180.00	
1909	A-4	Wages, Temporary Employees	16,925.00	
1910	C	Toys, Games and Athletic Supplies	3,500.00	
1911	C	Supplies	3,500.00	
1912	D	Materials	250.00	
1913	F	Equipment	700.00	
			\$	59,055.00

Code Acct. Number	Class	Amount Appropriated	Total
MEN AND BOYS' ACTIVITIES			
1914	A-1 Salaries, Regular Employees	\$ 30,830.00	
1915	A-4 Wages, Temporary Employees	12,120.00	
1916	B Miscellaneous Services	25.00	
1917	C Toys, Games and Athletic Supplies	4,500.00	
1919	F Equipment	250.00	
		-----\$	47,725.00
SUMMER SWIMMING POOLS			
1920	A-4 Wages, Temporary Employees	\$ 27,000.00	
		-----\$	27,000.00
OLIVER SWIMMING POOL			
1923	A-1 Salaries, Regular Employees	\$ 7,370.00	
1924	A-4 Wages, Temporary Employees	1,675.00	
		-----\$	9,045.00
CRAWFORD STREET BATH HOUSE			
1925	A-1 Salaries, Regular Employees	\$ 3,990.00	
1926	C Supplies	750.00	
		-----\$	4,740.00
SUE MURRAY SWIMMING POOL AND BATH HOUSE			
1928	A-2 Salaries, Temporary Employees	\$ 2,520.00	
1929	A-4 Wages, Temporary Employees	1,750.00	
1931	C Supplies	1,100.00	
		-----\$	5,370.00
CARNEGIE LAKE SWIMMING POOL			
1935	A-2 Salaries, Temporary Employees	\$ 415.00	
1936	A-4 Wages, Temporary Employees	12,000.00	
1937	B Miscellaneous Services	25.00	
1938	C Supplies	3,000.00	
1939	E Materials	100.00	
1940	E Repairs	500.00	
1941	F Equipment	700.00	
		-----\$	16,740.00
Total, Bureau of Recreation			\$ 259,345.00
BUREAU OF TESTS			
1942	A-1 Salaries, Regular Employees	40,000.00	
1943	B Miscellaneous Services	750.00	
1944	C Supplies	1,400.00	
1945	D Materials	200.00	
1946	E Repairs	535.00	
1947	F Equipment and Machinery	1,900.00	
		-----\$	44,785.00
Total, Department of Public Works....			\$ 4,053,387.00
INTEREST AND TAX ON LOANS			
1	J Interest on Loans	\$ 2,486,940.00	
3	J State Tax on Loans	165,000.00	
		-----\$	2,651,940.00

Code Acct. Number	Class	Amount Appropriated	Total
SINKING FUNDS			
2 K	Greater City Sinking Funds	\$ 4,318,040.00	\$ 4,318,040.00
REFUNDS			
41	Refunds of Taxes and Water Rents	\$ 25,000.00	\$ 25,000.00
FINANCE FUND			
43 M	Finance Fund	\$ 5,000.00	\$ 5,000.00
WORKMEN'S COMPENSATION FUND			
44 M	Workmen's Compensation Fund	\$ 145,000.00	\$ 145,000.00
JUDGMENTS			
46 L	Judgments	\$ 125,000.00	\$ 125,000.00
INTEREST ON JUDGMENTS			
47 J	Interest on Judgments	\$ 4,000.00	\$ 4,000.00
INTEREST ON OVERDUE DAMAGES			
48 J	Interest on Overdue Damages	\$ 8,000.00	\$ 8,000.00
INTEREST ON CONTRACTS			
49 J	Interest on Contracts	\$ 8,000.00	\$ 8,000.00
PENSIONS			
55	Police Pension Fund	\$ 416,000.00	
56 M	Firemen's Relief and Pension Fund	420,000.00	
58 M	Municipal Pension Fund	400,000.00	\$ 1,236,000.00
CARNEGIE FREE LIBRARY OF PITTSBURGH			
59 N	Salaries and Wages	\$ 258,615.00	
60 N	Miscellaneous Services	7,395.00	
61 N	Supplies and Materials	8,985.00	
62 N	Equipment	79,180.00	\$ 354,175.00
BUILDINGS AND GROUNDS			
63 N	Salaries, Regular Employees	\$ 80,424.00	
64 N	Miscellaneous Services	3,360.00	
65 N	Supplies and Materials	39,416.00	
66 N	Equipment	2,000.00	\$ 125,200.00
Total, Carnegie Free Library of Pittsburgh			\$ 479,375.00

Code Acct. Number	Class	Amount Appropriated	Total
PENNSYLVANIA ASSOCIATION FOR THE BLIND			
81 N	Maintenance Fund	\$ 50,000.00	
		-----	\$ 50,000.00
SOHO PUBLIC BATHS			
82 N	Maintenance Fund	\$ 29,000.00	
		-----	\$ 29,000.00
LAWRENCEVILLE NEIGHBORHOOD HOUSE			
83 N	Maintenance Fund	\$ 12,000.00	
		-----	\$ 12,000.00
CELEBRATION OF MEMORIAL DAY			
76 N	Veterans Association 107th Field Artillery ..	\$ 200.00	
85 N	Grand Army of the Republic	2,000.00	
86 N	Veterans of Foreign Wars of the U. S.	2,000.00	
87 N	United Spanish War Veterans	700.00	
88 N	American Legion	3,000.00	
		-----	\$ 7,900.00
WESTERN PENNSYLVANIA HUMANE SOCIETY			
89 N	Maintenance Fund	\$ 1,000.00	
		-----	\$ 1,000.00
NATIONAL GUARD OF PENNSYLVANIA			
91 N	18th Regiment	\$ 3,500.00	
92 N	28th Signal Company	250.00	
93 N	107th Field Artillery	2,500.00	
94 N	Naval Reserve	250.00	
		-----	\$ 6,500.00
WOODS RUN SETTLEMENT ASSOCIATION			
95 N	Maintenance Fund	\$ 1,000.00	
		-----	\$ 1,000.00
WESTERN PENNSYLVANIA HISTORICAL SOCIETY			
96 N	Maintenance Fund	\$ 2,000.00	
		-----	\$ 2,000.00
GRAND TOTAL.....			\$22,943,838.00

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 30, 1935.

Approved January 8, 1936.

Ordinance Book 47, Page 86.

No. 384

AN ORDINANCE — Extending the duration of existing contracts for

the purchase and delivery of bituminous coal with dealers now under contract with the City of Pittsburgh.

WHEREAS, It has heretofore been the practice of the City to contract for the furnishing of coal to the various buildings and works of the City for a period consisting of the entire calendar year; and

WHEREAS, The various coal dealers with whom the City has heretofore contracted, or accepted bids, for the delivery of coal, and all others who have heretofore bid on furnishing coal

to the City are signatory members under the Federal Bituminous Coal Conservation Act of 1935, and are restricted to the making of contracts for the delivery of coal for a period no longer than thirty (30) days, until such time as prices are established under the provisions of the aforesaid Act; and

WHEREAS, It appears that an emergency exists in that it would be impossible at this time to obtain sufficient responsible competitive dealers to bid on a yearly basis; therefore, all existing contracts with dealers for the purchase and delivery of bituminous coal to the City of Pittsburgh for the calendar year 1935 shall, upon the filing of consents with the City by such dealers, be extended in all the terms and conditions of said contracts for a period of thirty (30) days from the expiration of said contracts; or further extension periods of thirty (30) days each upon the filing of consents by such dealers, until such time as prices are established for this district under the Federal Bituminous Coal Conservation Act of 1935, or until the status of the aforesaid Act is finally determined.

Passed December 30, 1935.

Pittsburgh, January 10, 1936.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on December 30, 1935, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon it became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 47, Page 106.

No. 385

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to initiate, direct and carry out an

unemployment relief project for the improvement of dangerous hillsides on East Ohio street from the city line to a point about 700 feet southwest of Hechelman street, West Carson street along Indian Trail steps, and West Liberty avenue from Dawn avenue to Crimson street, in conjunction with the Works Progress Administration, and authorizing the entering upon certain private properties for the purpose of grading, sloping, and such other work as may be necessary to eliminate the present hazards to, and for the future protection of the general public using said highways of the City of Pittsburgh, and providing for adjudication of damages occasioned thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and the same are hereby authorized and directed to initiate, direct and carry out an unemployment relief project for the improvement of dangerous hillsides on East Ohio street from the city line to a point about 700 feet southwest of Hechelman street, West Carson street along Indian Trail steps and West Liberty avenue from Dawn avenue to Crimson street, and authorizing them to enter upon certain private properties for the purpose of grading, sloping and such other work as may be necessary for the elimination of the present hazards to, and for the future protection of the general public using said highways of the City of Pittsburgh, and naming the private properties effected thereby:—

(East Ohio street)—H. Busse, et ux, L. Enz, A. Fritsch, G. Schuster, M. Meyer, W. Kissock, R. J. Snyder, M. Winter et ux, T. Brown, J. H. Foster, J. Hamm et ux, J. J. Chermock, A. B. Kruse et ux, G. L. McKee et ux, A. Manz et ux, V. Subosits et ux, John C. Innes, H. S. Phillips, S. & M. Reiner, John Hock, Wm. Leicher, G. Seifert, E. Auth et ux, L. Imhof, C. Niedt, German M. E. Church, J. H. Downes, E. W. Kephart, E. Beckett; (West Carson street)—Pennsylvania Railroad Company, (West Liberty avenue)—F. E. A.

Geary, V. S. Groves, J. A. Borst, L. Schiero et ux, G. J. Bowers, C. Sauter Jr., C. Sauter Sr., W. Helt, C. Helt, J. M. House, D. Chirillo, A. DeCotus, A. M. Greenewald, T. Schreiber, Pittsburgh Railways Company.

Section 2. That damages occasioned by such treatment of said properties shall be adjudicated in conformity with the law.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 30, 1935.

Pittsburgh, January 10, 1936.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on December 30, 1935, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon it became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

ROBT. CLARK,
Clerk of Council.

Ordinance Book 47, Page 107.

No. 386

AN ORDINANCE—Amending Section 39, Department of Public Safety, Bureau of Police, Section 42, Department of Public Safety, Bureau of Building Inspection, Section 46, Department of Public Works, General Office, and Section 102, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935, and the several amendments thereof and supplements thereto.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

Section 39, Department of Public Safety, Bureau of Police, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1935, and the several amendments thereof and supplements thereto, shall be and the same is hereby amended by the elimination of the limitation of employment to 359/365 of one year in each case where such limitation is prescribed in said section, and by the elimination of the words in said section reading, "or where full time employment is not authorized for said regular patrolmen, it being the intent and purpose of this ordinance to provide for the continuous service of eight hundred and twenty-one patrolmen for the full year by the employment of regular patrolmen for 359/365 of one year each, and of sub-patrolmen for the balance of the full year".

That Section 42, Department of Public Safety, Bureau of Building Inspection, of said ordinance, shall be and the same is hereby amended by the elimination of the words, "for the calendar year 1935", and by the insertion in lieu thereof the words, "for the calendar year 1936", and by the amendment of the lines reading:—

2 Wrecking Foremen
.....\$6.00 each per day
4 Laborers.....\$4.00 each per day
to read:—

1 Wrecking Foreman.....\$6.00 per day
2 Laborers.....\$4.00 each per day

That the lines of Section 46, Department of Public Works, General Office, of said ordinance, which read:—

1 Photographer's Assistant
.....\$1,200.00 per annum
1 Photographer's Assistant for period of six months.....
.....\$1,200.00 per annum

shall be and the same are hereby amended to read:—

2 Photographer's Assistants
.....\$1,200.00 each per annum

That Section 102 of said ordinance shall be and the same is hereby amended by the elimination of the words, "for the calendar year 1935",

and by the insertion in lieu thereof the words, "for the calendar year of 1936".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 2, 1936.

Approved January 11, 1936.

Ordinance Book 47, Page 108.

No. 387

AN ORDINANCE—Appropriating the sum of Seven Thousand Three Hundred Seventy (\$7,370.53) Dollars and Fifty-three Cents from Public Work Relief Bonds, 1933, Series "C", Bond Fund 118, which bonds were authorized by Ordinance No. 284, approved December 5th, 1933, for the payment of salaries, wages and miscellaneous services for engineering, inspection and supervision expenses for Unemployment Relief Projects carried out by the Department of Public Works in conjunction with the Works Progress Administration.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of Seven Thousand Three Hundred Seventy (\$7,370.53) Dollars and Fifty-three Cents arising from the sale of Public Works Relief Bonds, 1933, Series "C", Bond Fund 118, which bonds were authorized by Ordinance No. 284, approved December 15th, 1933, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated for the payment of salaries, wages and miscellaneous services for engineering, inspection and supervision expenses for Unemployment Relief Projects carried out by the Department of Public Works in conjunction with the Works Progress Administration.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 2, 1936.

Approved January 11, 1936.

Ordinance Book 47, Page 109.

RESOLUTIONS

No. 1

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mrs. Ellen Calnan for \$78.75, reimbursing her for plumbing charges at her property, 623 Reedsdale street, necessitated by North Side Flood District improvement, and charge same to Code Account No. 42, Contingent Fund.

Passed January 7, 1935, by a two-thirds vote.

Approved January 9, 1935.

Resolution Book 8, Page 508.

No. 2

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Chase Plumbing Company for the sum \$14.00, refunding amount paid for permit for opening street in front of property of Michael Gormley, 62 Lawn street, Fourth ward, which was not used and charge same to Code Account No. 42 Contingent Fund.

Passed January 7, 1935, by a two-thirds vote.

Approved January 9, 1935.

Resolution Book 8, Page 508.

No. 3

Whereas, On November 12th, 1934, Mrs. Olive Rosenberg was arrested

charged with disorderly conduct, and

Whereas, The said Olive Rosenberg deposited \$25.00 for a hearing but was not instructed when to appear for hearing, and

Whereas, She appeared for hearing on November 16th, and was informed that the hearing had been arranged for November 17th, and

Whereas, On November 17th, when she appeared she was informed her deposit was forfeited, Now, therefore Be It

Resolved: That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in the sum of Twenty-five and 00/100 (\$25.00) Dollars to the order of Mrs. Olive Rosenberg and charge same to Code Account No. 42, Contingent Fund.

Passed January 7, 1935, by a two-thirds vote.

Approved January 9, 1935.

Resolution Book 8, Page 508.

No. 4

Resolved, That for the purpose of providing funds for the payment of rent for the Allegheny County Emergency Relief Board for the year 1935, for which no provision has otherwise been made, the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$15,000.00 from Code Account No. 1261, Garbage and Rubbish Disposal, Contract No. 4936 with Allegheny Garbage Company, and the sum of \$15,840.00 from the same code ac-

count, Contract No. 4750 with American Reduction Company, to Code Account No. 80, Rent Emergency Relief Board, and that he is further authorized and directed to carry over to the fiscal year 1935 the unexpended balance in said Code Account No. 80 in the sum of \$30,840.00 for the payment of the aforesaid rent for the year 1935.

Passed January 7, 1935.

Approved January 9, 1935.

Resolution Book 8, Page 509.

No. 5

Whereas, A lien was filed for the year 1917 in the Office of the Prothonotary of Allegheny County, Pennsylvania, by Chartiers Township, against property owned by the St. Paul's Roman Catholic Orphan Asylum, for Road and Building, which lien was renewed; and

Whereas, Chartiers Township was annexed to the City of Pittsburgh; and

Whereas, The said property of St. Paul's Roman Catholic Orphan Asylum was exempt from taxation as a public charity;

THEREFORE, BE IT RESOLVED, That the City Solicitor be and he is hereby authorized and directed to satisfy the lien filed against the St. Paul's Roman Catholic Orphan Asylum by Chartiers Township, for road and building taxes for the year 1917, and the renewals of the same, and to charge the cost thereof to the City of Pittsburgh.

Passed January 7, 1935.

Approved January 9, 1935.

Resolution Book 8, Page 509.

No. 6

Whereas, Title to the property formerly owned by Joseph G. Armstrong at 919 Carson street, in the 17th Ward of the City of Pittsburgh

has been acquired by deed of gift and purchase by the Brashear Association, chartered by the Court of Common Pleas of Allegheny County, the purpose of the Association being altogether educational and charitable and having been carried on continuously since the year 1917, and

Whereas, By Resolution No. 323, approved November 10, 1924, Council of the City of Pittsburgh exonerated real estate of the said Association from taxation, and

Whereas, Because of delay in the transfer of title to the property to the Brashear Association taxes were assessed against said property by the City of Pittsburgh for the year 1932 in the sum of \$108.10, for the year 1933 in the sum of \$96.82 and for the year 1934 in the sum of \$96.82, and flat water rents for the year 1932, \$33.75 and for the year 1934, \$33.75, during all of which time said property was occupied and in use by the said Brashear Association, now therefore be it

Resolved, That the proper City officers be and they are hereby authorized and directed to exonerate the taxes and water rents above named on property formerly owned by Joseph G. Armstrong at 919 Carson street, in the 17th Ward of the City of Pittsburgh, together with any penalties and interest that may have been charged thereto.

Passed January 7, 1935.

Approved January 9, 1935.

Resolution Book 8, Page 509.

No. 7

Whereas, Code Account No 1017, Wages, Temporary Employees, Department of City Controller is depleted, and

Whereas, There are sufficient funds in Code Account No. 1046, Salaries, Regular Employees, from which a transfer can be made, Now, Therefore Be It

Resolved: That the City Con-

troller be and he is hereby authorized and directed to transfer the sum of One Thousand and 00/100 (\$1,000.00) Dollars from Code Account No. 1046, Salaries, Regular Employees to Code Account No. 1047, Wages, Temporary Employees, Department of City Controller.

Passed January 11, 1935.

Approved January 14, 1935.

Resolution Book 8, Page 510.

No. 8

Whereas, It is necessary to replenish two Code Accounts within the Bureau of Parks to meet the payroll ending December 31st, 1934, now therefore be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums within the Code Accounts of the Bureau of Parks:

FROM

Code Account No. 1878—Salaries, Regular Employees (West Park)\$62.97

Code Account No. 1890—Wages, Regular Employees (McBride Park) 30.49

TO

Code Account No 1802—Wages, Temporary Employees (Schenley Park)\$62.97

Code Account No. 1860—Wages, Regular Employees (Highland Zoo) 30.49

Passed January 11, 1935.

Approved January 14, 1935.

Resolution Book 8, Page 510.

No. 9

Resolved, That for the purpose of providing funds required for the payment of fire insurance premiums authorized under Ordinance No. 361, approved December 29, 1934, the City Controller be and he is hereby auth-

orized and directed to transfer the sum of \$503.00 from Code Account 1012, Councilmanic Savings Fund to Code Account 1799, Miscellaneous Services, Bureau of Parks.

Passed January 28, 1935.

Approved January 30, 1935.

Resolution Book 8, Page 511.

No. 10

Whereas, There were insufficient funds in Code Account No. 1443, A—1, Salaries, Bureau of Police, to meet the payrolls for the year 1934, and

Whereas, The shortage was withheld from the payment to the Police Pension Fund, and

Whereas, The said shortage amounted to \$1033.80, and

Whereas, There will be a sufficient saving in the Code Account for Salaries for the year 1935, from which payment can be made, NOW, THEREFORE, Be it

Resolved, That the Director of the Department of Public Safety be and he is hereby authorized to certify the shortage of Ten Hundred Thirty-three and 80/100, Dollars, (\$1,033.80), on payroll to the City Controller, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Police Pension Fund, for the said amount of \$1033.80, and charge the same to Code Account No. 1443, A—1, Salaries, Regular Employees, Bureau of Police, Department of Public Safety, for the year 1935.

Passed January 28, 1935, by a two-thirds vote.

Approved January 31, 1935.

Resolution Book 8, Page 511.

No. 11

Whereas, There were not sufficient funds in Code Account No. 1483, Item

B—Miscellaneous Services, Bureau of Building Inspection, and Code Account No. 1448 Item B-Carfare, Bureau of Police, Department of Public Safety, to meet the payrolls covering Carfare expended by employees of the Bureaus of Building Inspection and Police in the performance of their duties, for 1934, and

Whereas, It is necessary to pay these claims out of the Appropriation for 1935, and

Whereas, The said shortage amounts to \$214.92 in the Bureau of Police and \$165.43 in the Bureau of Building Inspection, Department of Public Safety, and

Whereas, There will be a sufficient saving in said Code Accounts for the year 1935, from which this payment can be made, NOW THEREFORE, BE IT

Resolved, That the Director of the Department of Public Safety be and he is hereby authorized to certify the shortage of \$380.35, on payroll to the City Controller, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant, for the said amount of \$380.35, and charge the same to Code Account No. 1483, Item B—Miscellaneous Services, Bureau of Building Inspection and Code Account No. 1448 Item B-Carfare, Bureau of Police, Department of Public Safety.

Passed January 28, 1935, by a two-thirds vote.

Approved January 31, 1935.

Resolution Book 8, Page 511.

No. 12

Whereas, The following employees of the Civil Service Commission: Henry B. Carlos, Frank J. Markey, James N. Long, Harry W. Hyle, Frank W. Lilly, Dr. J. Staunton Salinger, Margaret J. Regan, Gertrude L. Conner and Martha Brindzer, have not received any salary for the month of December, 1934, and

Whereas, the failure of said employees to receive their salary is due to the fund designated as Code Account No. 1100 M being practically exhausted, and

Whereas, the salary due said employees amounts to \$1490.00

Therefore, Be It Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1490.00 from Code Account No. 49, Interest on Contracts, to Code Account No. 1100 M, Civil Service Commission, both accounts for year 1934.

Passed January 28, 1935.

Approved January 31, 1935.

Resolution Book 8, Page 512.

No. 13

Whereas, It is necessary to replenish various code accounts in the Bureau of Recreation to meet the requirements for North Side Playground Association for the year 1935.

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$36,910.00, from various code accounts in the North Side Playground Association to the following code accounts in the Bureau of Recreation, Department of Public Works:

FROM CODE ACCOUNT NO.

67 - A-1 Salaries Regular Employees	.... \$ 8,660.00.
68 - A-4 Wages Temporary Employees	.... 8,635.00.
69 - A-4 Wages Temporary Employees (5 weeks)	.... 10,015.00.
70 - B Miscellaneous Services	..... 450.00.
71 - C Supplies	..... 5,975.00.
72 - D Materials	..... 350.00.
73 - E Repairs	..... 1,200.00.
74 - F Equipment	..... 100.00.
75 - O Taxes	..... 500.00.
1921- M Wages Sunday Operations—N. Side Playgr. — Bu. of Recrea.	..... 1,025.00.
Total	..... \$36,910.00.

TO CODE ACCOUNT NO.

1917	C	Supplies	\$ 2,475.00.
1897	A-1	Sal. Reg. Emp. Of- fice	2,850.00.
1900	A-1	Sal. Reg. Emp. Grds. & Bldgs. ..	3,575.00.
1908	A-1	Sal. Reg. Emp. Womens & Chil- dren's Div.	1,900.00.
1909	A-4	Wages Temp. Emp. W. & C.	4,506.00.
1909½	A-4	Wages Temp. Emp. W. & C.	3,784.06.
1914	A-1	Sal. Reg. Emp. Men & Boys' Div.	1,900.00.
1915	A-4	Wages Temp. Emp. Men & Boys' Div.	1,830.00.
1915½	A-4	Wages Temp. Emp. Men & Boys' Div.	2,838.00.
1920	A-4	Wages Temp. Emp. Summer Swim ming Pools	5,602.00.
1902	B	Miscellaneous Services	450.00.
1906	E	Repairs, Grds. & Bldgs.	1,200.00.
1911	C	Supplies, W & C.	3,500.00.
1913	F	Equipment	500.00.
Total			\$36,910.00.

Passed January 28, 1935.

Approved January 31, 1935.

Resolution Book 8, Page 512.

No. 14

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Nicola Carletti in the sum of \$176.00, being money unlawfully confiscated by the Police of the City of Pittsburgh and thereafter unlawfully detained by the Controller of the City of Pittsburgh, and charge same to Code Account No 42, Contingent Fund.

Passed February 4, 1935, by two-thirds vote.

Approved February 7, 1935

Resolution Book 8, Page 513.

No. 15

Whereas, The City Controller will not approve vouchers for car fare contractd by employes of the Board of Water Assessors, during the month of December 1934, and payable from the 1935 appropriation account, nor for water furnished by the South Pittsburgh Water Company during the same period, and

Whereas, Said car fare was incurred in the performance of the duties of the employes whose names appear herein, which action is in conformity with the practices and customs of this department, and said water was furnished by the South Pittsburgh Water Company, Now Therefore Be It

Resolved, That the City Controller be and he is hereby authorized and directed to approve vouchers for the South Pittsburgh Water Company in the amount of \$55.60 for water service during December 1934, and to reimburse said employes of the Board of Water Assessors, as listed below, in the amount of \$92.72, contracted during December 1934, said amount to be chargeable to and payable from Code Account 1141, Miscellaneous Services, Board of Water Assessors for the year 1935.

Thos. A. Keane, Chief Adjuster.	\$ 6.75
Geo J. Knorr, Chief Rate and Ass't. Clerk	6.42
John C. Kimberlin, Rate and As- sessment Clerk	7.25
John P. Batty, Rate and As- sessment Clerk	4.83
Julius Greder, Rate and As- sessment Clerk	5.67
John Malter, Rate and As- sessment Clerk	3.67
Wm. A. Fleming, Rate and As- sessment Clerk	4.08
Paul A. Clair, Rate and As- sessment Clerk	3.67
Frank J. Slater, Rate and As- sessment Clerk	4.92
John P. Brennan, Rate and As- sessment Clerk	4.33
Jos. W. Kain, Rate and As- sessment Clerk	3.75

Richard De Lowry, Rate and Assessment Clerk	4.33
Thos. F. McGrath, Rate and Assessment Clerk	3.58
Frank R. Grubbs, Rate and Assessment Clerk	5.47
Alfred C. Fields, Rate and Assessment Clerk	6.25
Geo. W. Erny, Rate and Assessment Clerk	4.42
Abram Helfant, Rate and Assessment Clerk	4.58
Edward J. Howard, Rate and Assessment Clerk	4.42
J. P. Jennings, Rate and Assessment Clerk	4.33
TOTAL	\$92.72

Passed February 4, 1935, by a two-thirds vote.

Approved Feb 7, 1935.

Resolution Book 8, Page 514.

No. 16

Whereas, Horace G. Mehring was the owner of lots 99, 100 and 103 in the former Borough of Sheridan, prior to the year 1908, at which time the former Borough of Sheridan became part of the City of Pittsburgh, and

Whereas, Prior to that time by condemnation proceedings all of lot 99, 60% of lot 100 and 40% of lot 103 had been taken for street purposes, although no proper adjustment of the assessed valuation of these lots was made on the assessment books, and

Whereas, During the years 1908 to 1934 inclusive the City of Pittsburgh assessed said lots at their full area before such condemnation proceedings, and taxes were paid by said Horace G. Mehring for said years in the amount of \$53.38 for lot 99, \$53.38 for lot 100 and \$51.92 for lot 103, these payments being \$106.38 in excess of the amounts that should have been assessed against and paid by said Horace G. Mehring, together with an excess of 90 cents delinquent penalties and interest on assessments for a portion of said lots for the

years 1931 and 1932, a total excess payment of \$107.28, therefore be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Horace G. Mehring in the sum of \$107.28 refund for said excess taxes and penalty paid, upon the presentation by said Horace G. Mehring of receipts for the taxes paid for said lots for said years or proof of payment of said taxes, and charge same to Code Account No. 41, Refunds of Taxes and Water Rents.

Passed February 4, 1935, by a two-thirds vote.

Approved February 8, 1935.

Resolution Book 8, Page 515.

No. 17

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Valley Camp Coal Company in the amount of One Thousand Eight Hundred Forty Dollars and Eighty-two Cents (\$1840.82) in payment for coal delivered to Ross and Aspinwall Pumping Stations from December 22nd, 1934 to December 29th, 1934; and a warrant in favor of the Mutual Supply Company in the amount of Twenty-nine Dollars and Twelve Cents (\$29.12) in payment of coal delivered to Mission Pumping Station on December 29th, 1934, for which requisitions were issued and returned due to lack of funds in the Contract Set-up for 1934, Coal Accounts under Code Account 1767—Coal—Mechanical Division—Bureau of Water;

143.05 tons Coal delivered to
Aspinwall Pumping Station
@ \$2.4357\$ 348.43
Penalty for Nov. 1934 \$3193
Penalty for Dec. 1935 4.79

Net Req. \$311.71

As per attached invoices:
10-3055 10-3062

645.95 tons Coal delivered to
 Ross Pumping Station @
 \$2.4357\$1,548.97
 Penalty for Nov. 1934 \$ 1.05
 Penalty for Dec. 1934 18.81

Net Req. \$1,529.11

As per attached invoices:
 10-3048, 10-3049, 10-3050, 10-
 3056, 10-3057, 10-3063, 10-3064,
 10-3065, 10-3066

The total of \$311.71 and \$1,529.11 or
 \$1840.82 to be paid from Code Account
 1768-1935 Controller's Contract No.
 5291, Mechanical Division—Bureau of
 Water.

12.70 tons of Coal delivered
 to Mission Pumping Station
 @ \$2.33\$ 29.59
 Bonus for Nov. 1934..\$ 3.99
 Penalty for Dec. 1934 3.52 .47

Net Req. \$29.12

As per attached invoice

The amount of \$29.12 to be paid
 from Code Account No. 1768—1935
 Controller's Contract No. 5283, Me-
 chanical Division—Bureau of Water.

Passed February 11, 1935, by a two-
 thirds vote.

Approved February 14, 1935.

Resolution Book 8, Page 516.

No. 18

Resolved, That the City Controller
 shall be and he is hereby authorized
 and directed to transfer the sum of
 \$1875.73 from Code Account 1447—
 Item B, Miscellaneous Services Bureau
 of Police to Code Account No. 1416
 Item E—Repairs, Division of Garage
 and Repair Shop, Department of Pub-
 lic Safety.

Passed February 11, 1935.

Approved February 14, 1935.

Resolution Book 8, Page 516.

No. 19

Resolved, That the City Controller

shall be and he is hereby authorized
 and directed to transfer the sum of
 \$5,000.00 from Code Account No. 42 to
 Code Account No. 1083, Code Digest
 Fund.

Passed February 11, 1935.

Approved February 14, 1935.

Resolution Book 8, Page 516.

No. 20

Resolved, That the depositories for
 the deposit of money for the City of
 Pittsburgh shall be and they are here-
 by designated as follows, for the year
 1935:—

ACTIVE BANKS.

Colonial Trust Company
 Peoples-Pittsburgh Trust Company
 Union Trust Company of Pittsburgh

INACTIVE BANKS

Allegheny Trust Company
 Brookline Savings and Trust Com-
 pany
 The Carrick Bank
 City Deposit Bank and Trust Co.
 The Colonial Trust Company
 Commonwealth Trust Company
 Farmers Deposit National Bank
 Farmers Deposit Trust Company
 First National Bank of Pittsburgh
 First National Bank of Pittsburgh
 (Federal Branch)
 Freehold Bank
 Fourteenth Street Bank
 Hill Top Bank
 Iron & Glass Dollar Savings Bank of
 Birmingham
 Keystone National Bank
 Manchester Savings Bank and Trust
 Company
 National Bank of America
 North Side Deposit Bank
 Peoples-Pittsburgh Trust Company
 Pitt National Bank
 Potter Title and Trust Company
 Provident Trust Company
 St. Clair Deposit Bank
 Sheraden Bank
 The Union Savings Bank of Pitts-
 burgh
 The Union Trust Company of Pitts-
 burgh
 West End Bank
 Washington Trust Co.

Western Savings and Deposit Bank
William Penn Trust Company.

Passed February 11, 1935.

Approved February 14, 1935.

Resolution Book 8, Page 516.

No. 21

Whereas, Under the Charter Act a discount of 2% is allowed on all taxes and water rents, or rates, if paid during the month of January, and

Whereas, Certain property owners have paid their taxes and received the discount, and

Whereas, The Board of Assessors in numerous cases has increased the assessment where the taxes have been paid, and

Whereas, the taxpayer is willing to pay the increased assessment but feels he or she should be given the 2% discount, Now, Therefore Be It

Resolved: That the City Treasurer be and he is hereby authorized and directed to receive and receipt for taxes on increased assessment at 2% discount, only when the tax on the original assessment has been paid at discount, and this resolution shall be his authority for so doing.

Passed February 18, 1935.

Approved February 23, 1935.

Resolution Book 8, Page 517.

No. 22

Whereas, Mr. George Kress left the North Side Market owing the City \$80.50 and

Whereas, The Clerk of the Market confiscated one Dayton Electric Scale, one Electric Meat Grinder, one Electric Fan, and two Meat Blocks belonging to Mr. Kress

Whereas, Mr. Kress requests that this charge be removed for the value

of said equipment which is in excess of the delinquent rental owed by him, Therefore, Be It

Resolved, That the Director of the Department of Public Works is hereby authorized and directed to give Mr. Kress a receipt in full for the delinquency of \$80.50, and remove said delinquent charge from the books.

Passed February 25, 1935.

Approved February 28, 1935.

Resolution Book 8, Page 518.

No. 23

Whereas, The application for approval of Slum Clearance Project 1305 included \$300.00 for transportation to be provided by the City, and

Whereas, No appropriation has been made on authority granted by Council to pay street car fare; Therefore Be It

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Three Hundred (\$300.00) Dollars from Code Account 1270—Salaries, Regular Employees—To Code Account 1271—Miscellaneous Services,—Bureau of Sanitation for the purpose of paying street car fare.

Passed February 25, 1935.

Approved February 28, 1935.

Resolution Book 8, Page 518.

No. 24

Whereas, For the carrying out of the Unemployment Relief Program in the spring of 1934, the Federal Civil Works Administration purchased concrete for use on City Playground Projects; and

Whereas, Preparatory construction work on Playgrounds was not completed in time to use this concrete on that work before January 15th, 1935, when the Federal Civil Works Administration required that these orders be completed; and

Whereas, It was to the advantage of the City to use this concrete on Dirt Street Improvements where it could be accepted prior to the expiration date; and

Whereas, The original appropriation contemplated the use of 110 cubic yards of this concrete on Playgrounds which was accepted and used on Dirt Street Improvements.

Now Therefore, Be It Resolved That the City Controller be and he is hereby authorized and directed to transfer from Unimproved Streets—Code Account 122-22, the sum of Nine Hundred Thirty-five (\$935.00) Dollars to Playgrounds—Code No. 122-23.

Passed February 25, 1935.

Approved February 28, 1935.

Resolution Book 8, Page 518.

No. 25

Whereas, Benjamin Kann purchased from Ferdinand N. Strause a lot 30 x 100 x 26.16 feet on East End avenue, at the corner of Cromwell street, in the Fourteenth ward, Pittsburgh, Pa., by deed recorded October 31, 1923, in Deed Book, Vol. 2185, Page 166, which was not in time for transfer upon the assessment books for the year 1924, and

Whereas, Said Benjamin Kann was the owner of other property in the Fourteenth ward, Pittsburgh, Pa., upon which the City taxes were \$2688.01, and which were paid January 21, 1924, and which did not embrace the taxes on the property purchased from Ferdinand N. Strause, but which payment said Kann believed included the taxes on the property purchased from said Strause until it was discovered recently that said taxes were yet unpaid; and

Whereas, The face amount of said City taxes was \$151.20; the penalty thereon \$3.02; the interest 64% or \$96.77; advertising 90 cents; Prothonotary's costs, \$45.69, making a total now unpaid of \$297.58; Therefore, Be It

Resolved, That the Collector of Delinquent Taxes be and he is hereby authorized to accept in full payment of this claim, the face amount of the City taxes for the year 1924, amounting to \$151.20, on the said property, together with interest thereon at 4%, and charge the costs to the City of Pittsburgh; and be it further

Resolved, That Resolution No. 237, approved December 8, 1934, and recorded in Resolution Book Vol. 8, page 494, be and the same is hereby repealed.

Passed February 25, 1935.

Approved February 28, 1935.

Resolution Book 8, Page 519.

No. 26

Whereas, The City of Pittsburgh has no intention of proceeding with construction of a river and rail terminal on the left shore of the Monongahela river near Hays station in conformity with permits issued in the year 1930 by the United States War Department and the Water Power Resources Board of the Commonwealth of Pennsylvania, and

Whereas, the owner of land to be acquired therefor has requested that said permits be cancelled to permit of transfer thereof with clear title, Now, Therefore, Be It

Resolved, That the Director of the Department of Public Works is hereby authorized and directed to request the cancellation of the permits, and extensions thereof, granted for the construction and maintenance of the river and rail terminal at Hays station.

Passed February 25, 1935.

Approved February 28, 1935.

Resolution Book 8, Page 519.

No. 27

Resolved: That the Mayor is hereby authorized and directed to issue and the City Controller to counter-

sign a warrant in favor of Agnes Strittmather, 50 Steuben street, Pittsburgh, Pa., in the sum of Twelve hundred (\$1200.00) dollars in full settlement of her claim against the City of Pittsburgh for personal injuries sustained on September 9, 1934 on Planet street steps in the City of Pittsburgh, and charge same to Code Account No. 42 Contingent Fund.

Passed February 25, 1935 by a two-thirds vote.

Approved March 4, 1935.

Resolution Book 8, Page 520.

No. 28

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Grace Borden and Raymond Borden, her husband, 2603 Burham street, Pittsburgh, Pa., in the sum of Two Hundred Fifty (\$250.00) Dollars in full settlement of their claim against the City of Pittsburgh for personal injuries sustained by Mrs. Borden on December 13, 1934 on Barry street steps, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed March 4, 1935, by a two-thirds vote.

Approved March 6, 1935.

Resolution Book 8, Page 520.

No. 29

Whereas, It is necessary to have funds for the payment of salaries for three (3) Architectural Draftsmen, which this department is requesting to be created in the Bureau of Parks for a period of three (3) months at a monthly salary of \$200.00 per month each and

Whereas, It is necessary to have sufficient supplies for the three (3) positions and

Whereas, It may be necessary to

make trips to various cities for inspection of the arrangement and designs of buildings, etc., Now Therefore Be It

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following amounts aggregating \$2400.00 from Contingent Fund, Code Account No. 42:

TO

Code Account No. 1798½,	
Salaries	\$1,800.00
Code Account No. 1799½, Miscellaneous Services	400.00
Code Account No. 1800½,	
Supplies	200.00
	<hr/>
	\$2,400.00

Passed March 4, 1935.

Approved March 6, 1935.

Resolution Book 8, Page 520.

No. 30

Resolved: That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$4,700.00, within the Bureau of Highways & Sewers, D.P.W., as follows:

FROM

Code Acct. 1621, Wages,	
January to March Cleaning	
Highways	\$3,500.00
Code Acct. 1636, Wages,	
January to March, Cleaning	
and Repairing Sewers and	
Sewer Drops	1,200.00

TO

Code Acct. 1630, Wages,	
January to March, Repair-	
ing Highways	\$4,700.00

Passed March 4, 1935.

Approved March 6, 1935.

Resolution Book 8, Page 521.

No. 31

Whereas, In the Unemployment Relief Program, carried out jointly by

the City of Pittsburgh and the Civil Works Administration in the early part of 1934, four portable air compressors and their appurtenances, owned by the Dravo-Doyle Company and leased to the Civil Works Administration at the latter's expense were employed on the work for approximately three months at no cost to the City of Pittsburgh; and

Whereas, The City of Pittsburgh had the entire benefit of the use of this equipment for the prosecution of City work without any costs to itself; and

Whereas, The Civil Works Administration is not empowered to reimburse the Dravo-Doyle Company for its expense incurred in replacing lost parts and in repairing damages to this equipment due to accidents, fires, or other causes; Now, Therefore, Be It

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Dravo-Doyle Company in the sum of One Hundred Three (\$103.15) Dollars and Fifteen Cents, the same to be charged to Code Account 118-4, Water.

Passed March 11, 1935, by a two-thirds vote.

Approved March 13, 1935.

Resolution Book 8, Page 521.

No. 32

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Robert J. Walch, 5313 Browns Place, Pittsburgh, Pa., in the sum of Two Hundred (\$200.00) Dollars in full settlement of his claim against the City of Pittsburgh for personal injuries sustained September 30, 1934 on the 57th Street steps, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed March 11, 1935, by a two-thirds vote.

Approved March 13, 1935.

Resolution Book 8, Page 522.

No. 33

Whereas: The Brushton Lodge No. 1107, I. O. O. F., has been occupying property at 7711 Tioga street, owned by the City of Pittsburgh, for which they have paid an annual rental of \$400.00, and

Whereas, The property was in such need of repairs during the year 1934, that they were unable to keep their tenants in the building, and

Whereas, Repairs have now been made to the building so that the Brushton Lodge will be able to replace their tenants, Therefore, Be It

Resolved, That the rental for April 1st, 1934, to April 1st, 1935, be reduced to \$200.00 and that the rental rate thereafter be \$400.00 per year.

Passed March 11, 1935.

Approved March 13, 1935.

Resolution Book 8, Page 522

No. 34

Whereas, Resolution No. 20, approved February 14th, 1935, designated the depositories for the deposit of money for the City of Pittsburgh for the year 1935, and

Whereas, three banks other than those designated in said Resolution have qualified as depositories, Now Therefore Be It

Resolved: That Resolution No. 20 approved February 14th, designating the depositories is hereby amended by adding thereto the following:—

Peoples-Pittsburgh Trust Co. as the depository for the Collector of Delinquent Taxes,

Potter Title & Trust Co. as the depository for Special and Trust Fund, and

Forbes National Bank as an inactive depository.

Passed March 11, 1935.

Approved March 13, 1935.

Resolution Book 8, Page 523

No. 35

Resolved: That the City Controller be and he is hereby authorized and directed to transfer the sum of Eleven Hundred Twenty Five and no/100 (\$1125.00) Dollars from Code Account No. 1256, Wages, Regular Employees, to Code Account No. 1100-1, Civil Service Commission for the payment of unpaid salaries for the Commission for the year 1934.

Passed March 11, 1935.

Approved March 13, 1935.

Resolution Book 8, Page 523

No. 36

Resolved, That the City Controller be and he is hereby authorized and directed to transfer \$400.00 to Code Account No. 60, Miscellaneous Services and \$2,200.00 to Code Account No. 62, Equipment, Carnegie Free Library of Pittsburgh, from Code Account No. 49, Contingent Fund.

Passed March 11, 1935.

Approved March 13, 1935.

Resolution Book 8, Page 523.

No. 37

Resolved, That this Council, representing the people of the City of Pittsburgh, does hereby endorse Senate Bill No. 190, which has for its purpose the making of Flag Day, June 14th, in each year, a legal holiday.

Be It Further Resolved, That a

copy of this resolution be forwarded to Senator George Rankin, Jr., who has presented the Bill in the State Senate.

Passed March 11, 1935. Read and adopted.

Approved March 13, 1935.

Resolution Book 8, Page 523

No. 38

Whereas, The Federal Emergency Administration of Public Works has appointed a Pittsburgh Advisory Committee on Housing; and

Whereas, It is desirous that the Committee proceed with its necessary work with as little wasted effort as possible; and

Whereas, The Council of the City of Pittsburgh desires to cooperate with the Federal Emergency Administration of Public Works and with the said Committee in securing approval of housing projects in Pittsburgh to demonstrate methods of slum clearance, planning of low rental housing and long term management of such housing; Therefore, Be It

Resolved, That the Housing Division be requested to assign a representative to Pittsburgh for the purpose of organizing the Housing Advisory Committee, directing its work and assisting the various organizations, both public and private, in assembling the necessary data preliminary to securing final approval by the Emergency Administration of Public Works of one or more housing projects to be located in this vicinity; and Be It Further

Resolved, That copies of this resolution be sent to Harold Ickes, Secretary of the Interior, and Horatio B. Hackett, Director, Housing Division, Federal Emergency Administration of Public Works.

Passed March 4, 1935.

Pittsburgh
March 16, 1935

I do hereby certify that the fore-

going resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on March 5, 1935, and that the Mayor failed to approve or disapprove the same, or to return it to Council within ten (10) days from said date, whereupon it became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

Resolution Book 8, Page 524.

No. 39

Whereas, The Federal Government has under consideration a bill to provide for work relief in the amount of Four Billion Dollars; and

Whereas, A pro rata allocation thereof indicates that the sum of \$400,000,000 is to be apportioned to the State of Pennsylvania, and that the sum of \$20,000,000 should be apportioned for use in the City of Pittsburgh; and

Whereas, Many needed and desirable public improvements are necessary in the City of Pittsburgh; and

Whereas, The financial resources of the City will not permit it to participate to any measurable extent in a program of such magnitude; and

Whereas, In order to satisfy the petitioners for public improvements and to provide work for the unemployed in the City of Pittsburgh it will be necessary to procure grants of relief funds on the basis of the entire cost of the proposed improvements; Therefore, be it

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to submit to Council a schedule of the public improvements to be included as work relief projects, together with estimates of cost and other data pertinent thereto; and be it further

Resolved, That the President of Council be and he is hereby empowered to arrange a conference with the Governor and the Relief Admin-

istrator of the Commonwealth of Pennsylvania for the purpose of requesting them to make a direct grant to cover the entire cost of the proposed improvements needed in the City of Pittsburgh.

Passed March 4, 1935.

Pittsburgh, March 16, 1935.

I do hereby certify that the foregoing resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on March 5, 1935, and that the Mayor failed to approve or disapprove the same, or to return it to Council within ten (10) days from said date, whereupon it became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

ROBT. CLARK.

Clerk of Council.

Resolution Book 8, Page 524.

No. 40

Resolution requiring Manufacturers Light & Heat Company, Equitable Gas Company, Duquesne Light Company, Bell Telephone Company of Pennsylvania, South Pittsburgh Water Company, Pittsburgh Railways Company and Pittsburgh & West Virginia Railway Company to relocate, reconnect and readjust, at their own expense, their respective plants and facilities at the site of the grade separation and plaza to be constructed by Allegheny County Authority at the intersection of West Liberty avenue and Saw Mill Run boulevard as provided in Section 5 of Ordinance Number 304, Series 1934, recorded in Ordinance Book Volume 46, Page 202, being an Ordinance evidencing the consent of the City of Pittsburgh to the entrance upon and use by Allegheny County Authority of certain portions of West Liberty avenue, Pioneer avenue and Saw Mill Run boulevard, etc.; defining the site of the grade separation and plaza; and providing for service hereof upon the corporations affected thereby.

Whereas, by Section 5 of the Ordinance entitled "An Ordinance — Evidencing the consent of the City of

Pittsburg to the entry upon and use by Allegheny County Authority of portions of West Liberty avenue, Pioneer avenue and Saw Mill Run boulevard, and such other streets and alleys as may be affected thereby, for the purpose of reimproving said West Liberty avenue, Pioneer avenue and Saw Mill Run boulevard and constructing and operating a grade separation and plaza at the intersection of said West Liberty avenue and Saw Mill Run boulevard, in conformity with a certain plan; prescribing the terms and conditions of such consent, entry and use; transferring to Allegheny County Authority title to lands and said improvement when completed; providing for the ultimate conveyance of said lands and improvements to the County of Allegheny; and providing for the enactment by the City of Pittsburgh of any and all legislation necessary to make effective such consent, terms, conditions, entry and use, and necessary or desirable to acquire for Allegheny County Authority the land and interests therein required for the improvement, and necessary or desirable to require all Public Service Companies, Public Utilities and Private Parties at their own expense to make all changes that may be necessary of and in relation to the property and facilities respectively owned by them", which became a law November 5, 1934, and is Number 304, Series 1934, being recorded in Ordinance Book Volume 46, Page 202, it is provided, in substance, that the City of Pittsburgh will, upon request of Allegheny County Authority, effectively demand of each public service company and public utility whose property and/or facilities are located upon streets of the City and/or are otherwise affected by the construction and the grade separation and plaza therein referred to, that it make at its own expense, all necessary adjustments, repairs, relocations and connections to existing facilities, and install all necessary new facilities and connections, prior to or during the construction of said improvement:

And Whereas, Allegheny County Authority has requested of the City, by its letter dated February 18, 1935, addressed to the President and Mem-

bers of Council, that such demand now be made upon the following named public service companies and public utilities, viz: Manufacturers Light & Heat Company, Equitable Gas Company, Duquesne Light Company, Bell Telephone Company of Pennsylvania, South Pittsburgh Water Company, Pittsburgh Railways Company and Pittsburgh & West Virginia Railway Company;

Now, Therefore, Be It Resolved By the City of Pittsburgh in Council assembled, and it is hereby resolved by the authority of the same, that each of the following-named public service companies and public utilities, viz: Manufacturers Light & Heat Company, Equitable Gas Company, Duquesne Light Company, Bell Telephone Company of Pennsylvania, South Pittsburgh Water Company, Pittsburgh Railways Company and Pittsburgh & West Virginia Railway Company, BE AND IT IS HEREBY REQUIRED, at its own expense, to remove from its present location in and about the site described in the next following paragraph of this resolution, all of its overhead, surface and sub-surface structures, conduits, sewers, gas lines, water lines, and other plant and facilities now in place, and to relocate, reconnect and readjust them in such new locations as shall be designated to it by Allegheny County Authority, such removal, relocation, reconnection and readjustment to be done at such times and in such manner as shall be satisfactory to Allegheny County Authority;

Be It Further Resolved, That the site referred to in the immediately preceding paragraph is the site of the proposed grade separation and plaza at the intersection of West Liberty avenue and Saw Mill Run boulevard and is, more particularly, Saw Mill Run boulevard from the intersection of Boggs avenue with Warrington avenue, to a point approximately six hundred fifty (650) feet eastwardly from the center line of West Liberty avenue; and West Liberty avenue from its intersection with Saw Mill Run Boulevard to a point approximately five hundred fifty (550) feet southwardly from said intersection, and all intersecting side streets;

Be It Further Resolved, That the City Clerk be and he is hereby required to serve a certified copy of this Resolution upon each of the corporations named herein.

Passed March 4, 1935.

Pittsburgh,
March 18, 1935.

I do hereby certify that the foregoing resolution, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council this 18th day of March, 1935.

ROBERT CLARK,*
Clerk of Council.

Resolution Book 8, Page 525.

No. 41

Resolved, By Council of the City of Pittsburgh that the City Solicitor is hereby authorized and directed to make settlement of the litigation involving the opening of Black street, between North Euclid avenue and North Beatty street, in the Eleventh ward of the City of Pittsburgh, as follows:

In the case of Minnie S. Fahestock, being an appeal from the assessment of benefits against her property at No. 4309 July Term, 1931, of the Court of Common Pleas of Allegheny County, Pennsylvania, by taking a verdict in favor of defendant.

In case of Walker W. Elderkin et ux, from the assessment of benefits made by the Viewers at No. 3350 July Term, 1931, of the Court of Common Pleas of Allegheny County, Pennsylvania, by taking a verdict in favor of defendant.

In the case of Morris Haus et ux vs. City of Pittsburgh, being an appeal from assessment of benefits made by the Board of Viewers at No. 3379 July Term, 1931, of the Court of Common Pleas of Allegheny County, Pennsylvania, by taking a verdict for defendant.

In case of Mary Keilhocker, being

an appeal from the assessment of benefits made by the Board of Viewers at No. 3347 July Term, 1931, of the Court of Common Pleas of Allegheny County, Pennsylvania, by taking a verdict for defendant.

In case of C. B. Watkins vs. City of Pittsburgh, at No. 3293 July Term, 1931, of the Court of Common Pleas of Allegheny County, Pennsylvania, being an appeal by the City of Pittsburgh from the award of damages, by taking a verdict in favor of plaintiff for the sum of \$10,000.00.

In the case of City of Pittsburgh vs. Gertrude T. Watkins, at No. 321 January Term, 1922, the City Solicitor is hereby authorized to enter satisfaction of record of the lien filed at said number and term, which lien was filed to secure the amount of benefits assessed against the property of said Gertrude T. Watkins for the opening of Black street, and to charge the costs to the City of Pittsburgh; and,

Be It Further Resolved, That the Mayor shall be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Bank of Millvale for \$827.79, being the amount paid to the City of Pittsburgh July 11, 1933, out of the proceeds collected from the Sheriff on execution at No. 765 April Term, 1933, at which number and term the property of Mary Keilhocker was foreclosed by the Bank of Millvale; and to also issue a warrant in favor of the Home Building and Loan Association of Pittsburgh in the sum of \$306.16, being the amount paid to the City of Pittsburgh November 18, 1921, in payment of the assessment by the Board of Viewers against Jacob Greenblatt and Sarah Greenblatt, his wife, said payment having been made to perfect title on conveyance by the owners of said property to prevent foreclosure on mortgage, the same to be chargeable to and payable from Code Account No. 42, Contingent Fund.

Passed March 18, 1935, by a two-thirds vote.

Approved March 20, 1935.

Resolution Book 8, Page 527.

No. 42

Whereas, The Independence Day Festival Executive Committee is desirous of securing the sum of \$4,000.00 for the Fourth Annual Affair, to be held in Schenley Park during the present year; and,

Whereas, \$2,000.00 of this sum will be used for administration purposes and \$2,000.00 will be needed for work to be done by the Bureau of Parks in the erection of a permanent stage at Flag Staff Hill, which may also be used by other civic groups; Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer and set aside the sum of \$4,000.00 from Code Account No. 42, Contingent Fund, as follows:— \$2,000.00 for use of the Bureau of Recreation for administration purposes in the celebration of the Greater Pittsburgh All Nations Independence Day for the year 1935, and \$2,000.00 for the use of the Bureau of Parks for the erection of a permanent stage at Flag Staff Hill, as aforesaid, and the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in payment of said expenses, upon the certification by the proper officials of the respective organizations to the Bureau of Recreation and the Bureau of Parks of the expenses incurred by them, and upon approval of the same by the superintendents of the respective Bureaus and the Director of the Department of Public Works.

Passed March 18, 1935.

Approved March 20, 1935.

Resolution Book 8, Page 527.

No. 43

Whereas, the 2nd Battalion Combat Train Company of the 107th Field Artillery has been transferred from Ellwood City to Pittsburgh, and

Whereas, in the appropriation bill for the year 1935, no provision was made this company Now Therefore Be It

Resolved: That the City Controller be and he is hereby authorized and directed to transfer the sum of Two Hundred Fifty and no/100 (\$250.00) Dollars from Code Account No. 42, Contingent Fund to Code Account No. 93, National Guard of Pennsylvania, 107th Field Artillery to provide for the 2nd Battalion Combat Train.

Passed March 18, 1935.

Approved March 20, 1935.

Resolution Book 8, Page 528.

No. 44

Whereas, The following motion was adopted at the meeting of Council March 4th, 1935:

"That the Department of Public Works be requested to repair and re-open for public use the steps leading from Carson street near the Point Bridge to Grandview avenue at Shaler St." and

Whereas, There are not sufficient funds within the Bureau of Highways and Sewers, D.P.W., to carry out this motion,

Therefore Be It,

Resolved: That the City Controller be and he is hereby authorized and directed to set aside the sum of \$5,500.00 in Code Account No. 42 Contingent Fund to repair and reopen steps leading from Carson street near the Point to Grandview avenue at Shaler street.

Passed March 18, 1935.

Approved March 20, 1935.

Resolution Book 8, Page 528.

No. 45

Resolved, That the Collector of Delinquent Taxes be and he is hereby authorized and directed to strike off from his account the sum of \$125.00 and all interest, penalties and costs levied against property of William H.

Whitman, situated in the Twelfth ward of the City of Pittsburgh, being Lot 86.14/76-89.86 rear Frankstown avenue at the corner of Continental street, being part of Lots 4 and 5 in William Denniston's Plan as recorded in the Recorder's Office of Allegheny County in Plan Book, Volume 3, page 26, for the additional land value for the year 1929, and to satisfy the lien filed at D.T.D. No. 1884 January Term, 1933, and charge all costs thereon to the City of Pittsburgh.

Passed March 18, 1935.

Approved March 20, 1935.

Resolution Book 8, Page 529.

No. 46

Whereas, Charles A. Hillegas was injured December 1st, 1933, while in the course of his employment for the City of Pittsburgh, and

Whereas, Due to the injury the said Charles A. Hillegas has incurred doctor and hospital bills in the amount of \$1293.10, and

Whereas, Charles A. Hillegas has entered into an agreement under the Workmen's Compensation Act and under the terms of said Act the hospital expense and doctors' bills are limited to \$100.00 each, and

Whereas, the bills contracted by Mr. Hillegas for both medical service and hospital service are far in excess of the amount allowed under the Workmen's Compensation Act, Now Therefore Be It

Resolved: That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant to the order of S. George in the sum of Three Hundred Ninety-two and no/100 (\$392.00) Dollars, The Pittsburgh Hospital Association in the sum of Seven Hundred One and 10/100 (\$701.10) Dollars and Doctor Wm. B. McKenna in the sum of Two Hundred and no/100 (\$200.00) Dollars in full settlement for all claims for hospital and doctor bills for services rendered Charles A.

Hillegas and charge same to Code Account No. 44, Workmen's Compensation Fund.

Passed April 1, 1935, by a two-thirds vote.

Approved April 3, 1935.

Resolution Book 8, Page 529.

No. 47

Resolved: That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$3,000.00, within the Bureau of Highways and Sewers, D.P.W., as follows:

FROM:

Code Account No. 1623

Cleaning Highways, Wages

Temporary Employees\$3,000.00

TO:

Code Acct. No. 1621, Wages,

Jan. to Mar. Cleaning High-

ways 2,000.00

Code Acct. No. 1630, Wages,

Jan. to Mar. Repairing

Highways 1,000.00

Passed April 1, 1935.

Approved April 3, 1935.

Resolution Book 8, Page 530.

No. 48

Whereas, The City proposes to install drinking fountains of an ornamental and artistic type in the various parks and

Whereas, Frank Vittor, sculptor, of Pittsburgh, Pa., has submitted a proposal to the Director of the Department of Public Works, stating that he would furnish an approved original design and production of a plastic model for a drinking fountain, for the sum of Two Hundred Seventy-five (\$275.00) Dollars. Now, therefore be it

Resolved That the Director of the Department of Public Works be and

he is hereby authorized to accept the proposal of Frank Vittor for furnishing an original plaster model for a drinking fountain, and be it further

Resolved that the sum of Two Hundred Seventy-five (\$275.00) Dollars be appropriated and set aside from Bond Fund No. 122, and that the Mayor is hereby authorized and directed to issue, and the City Controller to countersign warrants drawn on said fund for the payment of the above said work.

Passed April 1, 1935, by a two-thirds vote:

Approved April 3, 1935.

Resolution Book 8, Page 530.

No. 49

Whereas, The standard time established by law throughout the Commonwealth of Pennsylvania is the mean solar time on seventy-five Meridian west of Greenwich, which standard is hereby specifically recognized as the legal and proper standard for the City of Pittsburgh, as well as for every other portion of the Commonwealth, and

Whereas, It has become more and more apparent that the virtually unanimous sentiment of the population of Pittsburgh is in favor of the saving of one extra hour of daylight during the summer months of each year, Therefore, Be It

Resolved, By the Council of the City of Pittsburgh, That in order to carry into effect such unanimous desire and without infringing upon the legal standard time as fixed by statute, the people of the said City be, and they are hereby requested to so regulate their business and affairs that one hour of daylight may be saved during said period and for that purpose that they be further requested and invited to advance their clocks, watches and timepieces at two o'clock Ante Meridan for one hour on the last Sunday of April, and to retard or turn back said clocks, watches or timepieces one hour at two o'clock

Ante Meridan on the last Sunday of September, and be it further

Resolved, That in order to facilitate and conform to such change during said period and to promote uniformity, the various departments and bureaus of the City government and other public officials within the City of Pittsburgh, be, and they are hereby requested to so arrange their business that the time of public employment may begin one hour earlier each morning and wherever it may be practical and legal so to do, that such time of employment shall cease one hour earlier than at the present time.

Passed April 1, 1935.

Approved April 9, 1935.

Resolution Book 8, Page 531.

No. 50

Whereas, An appropriation of \$500 was made for the use of the 31st Ward Welfare Association for the year 1934, and

Whereas, a number of their bills for the winter season of 1934-1935 are unpaid, and the unexpended balance of said appropriation, amounting to \$248, was cancelled at the end of the year 1934; Now, Therefore, Be It

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, warrants in payment of said bills, as follows:—

F. W. Scott	\$ 3.27
Homestead Hardware Co.	5.33
Ladies Aid Society	17.75
Charles McKeown	35.00
Charles Lutz	52.80
Hays Garage	103.04

and charge same to appropriation No. 42, Contingent Fund.

Passed April 8, 1935, by a two-thirds vote.

Approved April 9, 1935.

Resolution Book 8, Page 531.

No. 51

Whereas, House Bill No. 1287 unanimously passed the House of Representatives on March 20, 1935; and

Whereas, Said Bill was prepared by the Law Department of the City of Pittsburgh in an effort to collect delinquent taxes on encumbered property by a method that is fair to the tax claimant, owner of the real estate and lien holder; and

Whereas, The Council of the City of Pittsburgh is in accord with the purpose of said Bill: Therefore, Be It

Resolved, That the Council of the City of Pittsburgh hereby register their approval of said House Bill No. 1287, and request the Senate of Pennsylvania to pass said Bill, and the Governor to approve same.

Passed April 8, 1935.

Approved April 9, 1935.

Resolution Book 8, Page 532.

No. 52

Whereas, Appropriations are made from time to time by the Federal Government and the State of Pennsylvania for the purpose of improving State Highway routes within the City of Pittsburgh and,

Whereas, Under the existing legislation, it is impossible to relocate existing routes or to project new routes through and within the City and,

Whereas, Under the existing legislation, the extent to which Federal and State funds can be applied to improvements within the City is unduly limited to such an extent that a very considerable portion of the cost of construction or reconstruction falls upon the City and,

Whereas, It is doubtful if the City of Pittsburgh could further contribute funds to any considerable amount to the improvement of through routes

within the City of Pittsburgh, Now Therefore, Be It

Resolved, That the Secretary of Highways of the Commonwealth of Pennsylvania be requested to propose and the members of the General Assembly of Pennsylvania from Allegheny County to support the enactment of appropriate legislation which would enable the State of Pennsylvania to relocate existing highways or to project new highways through and within the City of Pittsburgh and to pay the full cost of the improvement thereof and, Be It Further

Resolved, That the Director and the Chief Engineer of the Department of Public Works be instructed to confer with the Secretary of Highways and appropriate committees of the General Assembly in regard to the provisions of the legislation herein requested.

Passed April 8, 1935.

Approved April 9, 1935.

Resolution Book 8, Page 532.

No. 53

Whereas, The balance remaining in Code Account No. 1107, Printing Topographic Maps, for the Department of City Planning, was cancelled at the close of 1934, and

Whereas, The maps are required, but no provision was made in the appropriation bill for the year 1935, for the printing of said Topographic Maps, Now Therefore Be It

Resolved: That the City Controller be and he is hereby authorized and directed to transfer the sum of Five Thousand Eight Hundred Fifty and no/100 (\$5850.00) Dollars from Code Account No. 1256, Wages, Regular Employees, Bureau of Sanitation, to Code Account No. 1107, Printing Topographic Maps, Department of City Planning, and be it further

Resolved: That the Mayor be and he is hereby authorized and directed

to issue and the City Controller to countersign warrant drawn on said fund in payment of printing said Topographic Maps.

Passed April 1, 1925, by a two-thirds vote.

Pittsburgh,
April 15, 1925.

I do hereby certify that the foregoing resolution, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 15th day of April, 1925.

ROBERT CLARK,
Clerk of Council.

Resolution Book 2, Page 323.

No. 54

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Two Thousand (\$2,000.00) Dollars, from Code Account 118-8—for improvement of streets and thoroughfares and public properties of the City of Pittsburgh to Code Account 118-9—for the purchase of supplies and materials, for the purchase or rental of equipment and for the payment of miscellaneous services for engineering, planning and research projects in the Department of City Planning.

Passed April 2, 1925.

Pittsburgh,
April 15, 1925.

I do hereby certify that the foregoing resolution, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 15th day of April, 1925.

ROBERT CLARK,
Clerk of Council.

Resolution Book 2, Page 323.

No. 55

Whereas, Albert Conwell, was employed in the City County Building as

Building Laborer for a period of eight days, from January 1st to January 9th, 1925, at the rate of \$115.00 per month, had not received pay for same, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Albert Conwell, in the amount of \$29.68, and charge same to Code Account 1669, Salaries, Regular Employees, Bureau of City Property.

Passed April 23, 1925, by a two-thirds vote.

Approved April 23, 1925.

Resolution Book 2, Page 323.

No. 56

Resolved, That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Thomas J. Costello, 325 South Pacific Avenue, Pittsburgh, Pa., in the sum of One hundred fifty (\$150.00) dollars in full settlement of his claim against the City of Pittsburgh for personal injuries sustained January 1, 1925 on Maurice street steps leading from Second Avenue to Forbes street, in the City of Pittsburgh, and charge same to Code Account No. 42 Contingent Fund.

Passed April 22, 1925, by a two-thirds vote.

Approved April 23, 1925.

Resolution Book 2, Page 324.

No. 57

Resolved, That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Eugene W. Hermon, 153 LaBelle Street, Pittsburgh, Pa., in the sum of \$152.85 in full settlement of his claim against the City of Pittsburgh for personal injuries and property damage in automobile sustained March 12, 1925 at the intersection of Gist street and the Boulevard of the Allies, Pittsburgh.

Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed April 22, 1925, by a two-thirds vote.

Approved April 22, 1925.

Resolution Book 8, Page 524.

No. 58

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of James H. McQuade & Sons Company for the sum of Forty-four (\$44.00) Dollars, being payment in full for extra work in furnishing and placing 150 pounds of "I" Beams to complete the installation of Brick Gate Boxes, under Contract No. 1129, (Controller's No. 5152), countersigned November 22, 1924, for the construction of 20" Suction Main to Raline Pumping Station; to be paid out of Code Account 123-7, General Improvement Bonds 1924, and charged against funds set aside for Contract No. 1129 (Controller's No. 5152).

Passed April 22, 1925, by a two-thirds vote.

Approved April 22, 1925

Resolution Book 8, Page 524

No. 59

Resolved That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John T. White, 40 Rigelow street, Pittsburgh, Pa., in the sum of Two hundred fifty (\$250.00) dollars in full settlement of his claim against the City of Pittsburgh for personal injuries sustained January 12, 1925 at the intersection of Greenfield avenue and Raline street, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed April 22, 1925, by a two-thirds vote.

Approved April 22, 1925

Resolution Book 8, Page 525.

No. 60

Resolved, That the proper officers of the City of Pittsburgh be and they are hereby authorized and directed to allow a credit to D. Cavalier in the sum of \$400.00, for overpayment of rent on stand in the North Side Market during the past twelve years.

Passed April 22, 1925, by a two-thirds vote.

Approved April 22, 1925

Resolution Book 8, Page 525

No. 61

Resolved, That, upon the payment of all City taxes, costs and interest, amounting to about \$317.72, by Jacob W. Simon, within ten days from the date of this Resolution, municipal lien at No. 35 April Term, 1925, on which there is owing, including the debt, interest and costs, the sum of \$714.87, be satisfied of record by the City Solicitor, said taxes and municipal lien being upon property situate in the Fourteenth Ward and fully described in Bill No 2947, being the petition of said Jacob W. Simon for said exoneration.

Passed April 22, 1925.

Approved April 22, 1925.

Resolution Book 8, Page 526.

No. 62

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$2000.00 from Code Account No. 42, Interest on Overdue Damages, to Code Account No 1000, Public Utilities Litigation, Department of Law.

Passed April 22, 1925.

Approved April 22, 1925

Resolution Book 8, Page 526

No. 63

Whereas, A majority of the members of Council, in expressing themselves individually and not officially at Harrisburg on February 26, 1935, favored accepting the offer of the Duquesne Light Company to reduce its rates to such a point as would save ONE MILLION TWO HUNDRED EIGHTY-ONE THOUSAND (\$1,281,000) DOLLARS a year to its customers, but said members did not accept any particular rates or schedule to carry this offer into effect, no such schedule of rates being communicated to said members of Council; and,

Whereas, Publicity evidently emanating from the Duquesne Light Company or possibly made available to the press by the Public Service Commission, appears to indicate that many householders will receive reductions of only ten (10) cents per month under the rates proposed by the Company; Therefore, Be It

Resolved, That the Law Department be authorized and directed to request the Public Service Commission for an order or orders upon the Duquesne Light Company requiring it to furnish to the Commission and to the City such information, data and facts concerning its business as will enable the Commission and the City to determine whether the schedule of rates as filed will in fact and truth reduce the payments to the Company by householders and other customers to the full extent offered by the Company, and in a manner equitable and fair to all customers.

Pased April 22, 1935.

Approved April 23, 1935.

Resolution Book 8, Page 536.

No. 64

On the 18th day of May, 1883, William J. Soost was born on Franklin street in the City of Pittsburgh. He spent his early life and received his early education near the place of his birth. In his early manhood he embarked in business with his father

and brothers in the East Liberty district, where he spent the remainder of his life.

On reaching man's estate, he immediately identified himself with the civic interests of his community and became active in many fraternal, social and charitable organizations. To each of these movements he contributed unsparingly of his time, energy and ability in the promotion of every worthy cause in which they were engaged, in many of which he rose to positions of responsibility and leadership.

It was perhaps inevitable that his activities and experience in these positions should lead him into public life, in the affairs of which he took an active interest at an early age. He served his City and his community with fidelity and gave to each undertaking the best that he possessed

In every walk of life in which he took an active part he endeared himself to those with whom he came in contact by his pleasant and amiable personality and by his infectious smile, by his spirit of fellowship, by his generosity and by his broad-minded appreciation of and respect for other people's rights and points of view.

In his private life, the same fine traits of character that gained for him so much of public esteem, made of him an exemplary husband and father and won for him the same deep devotion of his family that he always showed toward wife and children.

In January of 1932, he became a member of the City Council of the City of Pittsburgh by virtue of an election at the hands of the people, in which office he served faithfully and well until his death on April 8th, 1935. It is fitting that we should take proper notice of his unexpected and untimely death: Therefore, Be It

Resolved, That the Mayor and the Council of the City of Pittsburgh hereby express feelings of the deepest sympathy to his family and friends on the great loss which they sustained by the death of a loving husband and devoted father and loyal friend; and

that we express deep appreciation of the great loss which the City and its citizens have sustained by the passing of a faithful public servant; and be it further

Resolved, That a copy of these Resolutions be duly engrossed and sent to the family of our deeply lamented colleague, and that a copy be entered in full upon the records of Council.

Passed April 22, 1935.

Approved April 23, 1935.

Resolution Book 8, Page 536.

No. 65

Whereas, There have been presented in the United States House of Representatives, and in the United States Senate, two identical bills, known as H. R. 5379 and S. 1632, which bills the City of Pittsburgh is opposed to inasmuch as these bills propose to amend the Interstate Commerce Act and place with the Interstate Commerce Commission the authority to authorize and regulate all interstate transportation on the inland waterways of the country; and

Whereas, The inland waterways are open to all who desire to use them for transportation purposes and there has been no general demand for any form of governmental regulation, nor will there be a general demand, because nothing approaching a monopolistic nature is likely to function in connection with transportation on our inland waterways; and

Whereas, Industries have been located in the Pittsburgh District because of the availability of low water cost transportation and if this advantage is eliminated it will place these industries in an unfair competitive position and be detrimental to the interests of the huge population centered in the Pittsburgh district and Western Pennsylvania, and the country generally will be affected if burdensome regulations are established and low water transportation rates are "stabilized" by the Inter-

state Commerce Commission in the interest of the railroads, as there will be an inevitable increase in all transportation rates and this will be contrary to public interest; and

Whereas, The proposed legislation will undoubtedly affect the financial interest of the water carriers adversely under the guise of uniform regulation of water and rail carriers. It should be borne in mind that during the years in which the rivers moved the greatest amount of tonnage, the rail carriers were equally prosperous and the rivers caused no financial difficulties of the carriers. The percentage of the river tonnage as compared with the rail tonnage has remained constant and it is quite apparent therefore, that the situation now faced by the carriers is due to other conditions than the loss of tonnage to the river carriers. Therefore, Be It,

Resolved, That the City of Pittsburgh is opposed to the passage of H. R. 5379 and S. 1632 and that a copy of these resolutions be sent to the President, Senators and Representatives in the National Congress from the State of Pennsylvania, and to members of the Committees having the bill in charge, and that Mr. Charles Donley of Pittsburgh be authorized to represent the City of Pittsburgh and to appear before the Committee of Congress for the purpose of emphasizing its importance on behalf of the people of the City of Pittsburgh, Pennsylvania.

Passed May 6, 1935.

Approved May 7, 1935.

Resolution Book 8, Page 537.

No. 66

Whereas, During the months of January and February three Weight Inspectors were assigned to follow and inspect the loading of garbage and rubbish wagons throughout the City, using privately owned machines for that purpose; and

Whereas, The expense for operating the automobiles was greater than \$10.

00, the amount allowed per month by the City; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following:

Thomas J. Danner, Jr.\$23.59
Frank J. Gallagher 32.11
Vincent P. Corrigan 47.05

and charge the same to Code Account 1257, Miscellaneous Services, Bureau of Sanitation, Department of Public Health.

Passed May 6, 1935, by a two-thirds vote.

Approved May 7, 1935.

Resolution Book 8, Page 538.

No. 67

Resolved: That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of John A. Galbreath for the sum of fifty (\$50.00) dollars, being payment in full for Extra Work done under Controller's Contract No. 5175, Countersigned December 18, 1934, for "Construction of Chlorinators, Chlorine Storage Building, Equipment and Appurtenances."

The said amount shall be paid out of appropriation No. 122-6, and chargeable against funds set aside for Contract No. 5175 as above named, for Filtration Plant, Bureau of Water.

Passed May 6, 1935, by a two-thirds vote.

Approved May 7, 1935.

Resolution Book 8, Page 539.

No. 68

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Martha Geiger, 94 Dawn avenue, Pittsburgh, Pa., in the sum of \$557.70 in full

settlement of her claim against the City of Pittsburgh for personal injuries sustained February 22, 1935 on Dawn avenue steps, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed May 6, 1935, by a two-thirds vote.

Approved May 7, 1935.

Resolution Book 8, Page 539.

No. 69

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Lena Kelly, widow, 132 Crawford street, Pittsburgh, Pa., in the sum of \$125.00 in full settlement of her claim against the City of Pittsburgh for personal injuries sustained August 11, 1934 at Washington and Wylie avenue, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed May 6, 1935, by a two-thirds vote.

Approved May 7, 1935.

Resolution Book 8, Page 539.

No. 70

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of William H. Wages, 213 Homestead avenue, Homestead, Pa., in the sum of One hundred fifty (\$150.00) dollars in full settlement of his claim against the City of Pittsburgh for personal injuries and property damage sustained December 9, 1934, on Baldwin road in the City of Pittsburgh, and charge same to Code Account No. 42 Contingent Fund.

Passed May 6th, 1935, by a two-thirds vote.

Approved May 7, 1935.

Resolution Book 8, Page 540.

No. 71

Resolved, That George L. Schuyler, owner of property on Morgan street, Fifth ward of the City of Pittsburgh, be exonerated from the payment of all interest on two sewer liens, one at No. 844 April Term, 1930, for \$106.08, principal amount, and the other at No. 845 April Term, 1930, for \$70.73, principal amount; and that, upon the payment of said sums of \$106.08 and \$70.73 and the costs upon said liens, the same shall be satisfied of record; and the City Solicitor is hereby authorized to enter satisfaction of record, said payments to be made within thirty days from the date of this resolution.

Passed May 6, 1935.

Approved May 7, 1935.

Resolution Book 8, Page 540.

No. 72

Resolved:- That the City Controller be and he is hereby authorized and directed to make the following transfers within the Bureau of Water accounts:

FROM

Code Account 111-2-A—Repairs, 26th St. Water Line—Salaries and Wages	\$ 609.69
Code Account 111-2-B Repairs, 26th St. Water Line—Misc. Service .....	.08
Code Account 111-2-D Repairs, 26th St. Water Line—Materials	251.86
Code Account 111-4-A Application Mains—Salaries and Wages .....	.19
Code Account 111-5-B Street Improvement Mains—Materials	2.69
Code Account 111-6-D System Improvement Mains—Materials	3.42
	\$ 867.93
Code Account 122-1-A Baffle Repairs—Salaries and Wages	291.50

Code Account 122-1-B Baffle
Repairs—Misc. Services 25.00

TOTAL \$1,184.43

TO

Code Account 111-5-A Street
Improvement Mains—Salaries and Wages\$ 867.93

Code Account 122-4-A Street
Improvement Mains—Salaries and Wages\$ 316.50

TOTAL \$1,184.43

Passed May 6, 1935.

Approved May 7, 1935.

Resolution Book 8, Page 540.

No. 73

Whereas, There are not sufficient funds in Code Account No. 1907, Equipment—Grounds and Building Division, to purchase equipment for the North Side playgrounds, Now, Therefore, Be It

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of One Thousand Five (\$1,005.00) Dollars from Code Account No. 1897 A-1, Salaries Regular Employees—Office, Bureau of Recreation, Department of Public Works, to Code Account No. 1907 F—Equipment, Grounds and Buildings, Bureau of Recreation, Department of Public Works.

Passed May 6, 1935.

Approved May 7, 1935.

Resolution Book 8, Page 541.

No. 74

Whereas, It has been necessary for the Department of Public Works, Bureau of City Property, to expend \$103.00 for materials used for partitions in room 801 City County Building; therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized

and directed to transfer the following sum, to-wit:—

FROM CODE ACCOUNT

1333 Materials, Department of
Public Welfare, Mayview
City Home and Hospitals ...\$103.00

TO CODE ACCOUNT

1673 Materials, Department of
Public Works, Bureau of
City Property\$103.00

Passed May 6, 1935.

Approved May 7, 1935.

Resolution Book 8, Page 541.

No. 75

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$38,000.00, set aside in Bond Fund No. 118, 18 Public Works Relief Bonds, 1933, Department of City Planning, to Bond Fund No. 118 Public Work Relief Bonds, General Fund.

Passed May 6, 1935.

Approved May 10, 1935.

Resolution Book 8, Page 541.

No. 76

Resolved: That the City Controller be and he is hereby authorized to transfer the sum of \$10,000.00 from Code Account 48 Interest on Overdue Damages and \$10,000.00 from Code Account 49 Interest on Contracts to Code Account No. 41, Refund of Taxes and Water Rents.

Passed May 6, 1935.

Approved May 13, 1935.

Resolution Book 8, Page 542.

No. 77

Whereas, The City of Pittsburgh entered into an agreement with Sha-

ler Township under date of May 21, 1930, by which the City agreed to supply the township with water to be repumped and distributed to its citizens by the said township, and

Whereas, Said agreement contains a stipulation requiring the approval of the Director of Public Works upon drawings for extensions to the proposed water system of the township, said stipulation being for the purpose of protecting the city's interest in case of future annexation of the township as a part of the City, and

Whereas, The township has entered into an agreement to obtain a Federal Grant for a portion of funds necessary for pipe line extensions now proposed and has received bids for said extensions and is now ready to proceed with the construction of same under plans and specifications requiring only three (3) feet depth of cover over said pipe lines, conforming to the original construction of the township's present water pipe lines, and

Whereas, The said township neglected to submit said plans and specifications for the approval of the Director until after arrangements had been completed with the Federal Government and Bids had been requested by advertisement, and

Whereas, The City's practice in pipe line work requires at least four (4) feet depth of cover, and, as against frost, but great delay would be caused if the township is obliged to revise its arrangement with the Federal Government and to readvertise for bids for laying the pipe with four (4) feet depth of cover, and, as this work is an important item of unemployment relief, it should not be delayed, Therefore, be it

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to approve said plans for said pipe line extensions by Shaler Township to be laid with a minimum cover of three (3) feet over the pipe lines with the express stipulation that all further extensions shall be laid with a minimum cover of four (4) feet over the pipe lines.

Passed May 13, 1935.

Approved May 15, 1935.

Resolution Book 8, Page 542.

No. 78

Whereas, The dwelling owned by Francis S. Bissell at 6825 Penn avenue, 14th Ward, was totally destroyed by fire on January 29, 1935, and the building is now razed, and

Whereas, Taxes for the first quarter of the year 1935 on said building, amounting to \$25.24, were paid on January 14, 1935; Now, therefore be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Francis S. Bissell for the sum of \$25.24, being the amount of taxes paid the City on said dwelling for the first quarter of the year 1935, and charge same to Appropriation No. 41, Refunds of Taxes and Water Rents, and be it further

Resolved, That the proper City authorities be and are hereby authorized and directed to exonerate taxes assessed on said dwelling for the remaining three quarters of the year 1935, namely \$77.25.

Passed May 13, 1935, by a two-thirds vote.

Approved May 15, 1935.

Resolution Book 8, Page 543.

No. 79

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Henry Butch for the sum of Four Hundred (\$400.00) Dollars, being payment in full for extra work in furnishing, placing, and pneumatically tamping approximately three hundred and sixty (360) tons of granulated slag fill over a gully in Schenley Park near Pocussett street, under Contract

No. 1141 (Controller's No. 5152), countersigned November 22, 1934, for the Construction of Discharge Mains from Saline Pumping Station to Saline street at Monitor street and Beacon street at Schenley Park line;

And, That the said amount shall be paid out of Code Account 122-7, General Improvement Bonds 1934, and shall be charged against funds set aside for Contract No. 1141 (Contractor's No. 5152), as above named.

Passed May 13, 1935, by a two-thirds vote.

Approved May 15, 1935.

Resolution Book 8, Page 543.

No. 80

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of John Gemery, 1202 Walter avenue, Pittsburgh, Pa., in the sum of \$500.00 in full settlement of his claim against the City of Pittsburgh for damages due to the Becks Run Flood of July 4, 1928, and charge the same to Code Account No. 42, Contingent Fund.

Passed May 13, 1935, by a two-thirds vote.

Approved May 15, 1935.

Resolution Book 8, Page 544.

No. 81

Whereas, Warrant No. 23936 of 1932 and warrant No. 18276 of 1934 issued to the United Oil Co. and Wm. Kelly, respectively, have been lost, and

Whereas, Six months has elapsed and the warrants have not been presented to the City Treasurer for payment, Now Therefore Be It

Resolved: That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign duplicate warrants—No.

23996 dated August 25th, 1932, to the order of the United Oil Co. in the sum of Eight and 37/100 (\$8.37) Dollars and No. 18276 dated June 30th, 1934, to the order of Wm. Kelly in the sum of Forty-two and no/100 (\$42.00) Dollars, and this Resolution shall be the authority for so doing.

Passed May 13, 1935, by a two-thirds vote.

Approved May 15, 1935.

Resolution Book 8, Page 544.

No. 82

Whereas, the following named parties have been issued street opening permits by the Department of Public Works during the year from May 1st, 1934 to May 1st, 1935, inclusive, which permits were duly paid for and for various reasons not used, no street openings having been made, and in other cases permits taken out under one classification and roadways and sidewalks opened under another. Now Therefore, Be It

Resolved: that the Mayor and the City Controller be, and they are hereby authorized and directed to issue and countersign warrants to the following parties for the amount set opposite each name, and the total amount of One Hundred Forty-three Dollars (\$143.00) to be charged to appropriation No. 42 Contingent Fund.

Duquesne Light Company	\$ 22.00
Equitable Gas Co.	4.00
C. L. Kerrigan	14.00
H. E. Sampson	14.00
A. H. Rolison	14.00
Thos. Daly, Jr.	13.00
Wm. J. Hillenbrand	4.00
Wayne Crouse	14.00
L. G. Young & Co.	13.00
Wm. Anderson	13.00
So. Pgh. Water Co.	18.00
	<hr/>
	\$143.00

Passed May 13, 1935, by a two-thirds vote.

Approved May 15, 1935.

Resolution Book 8, Page 544.

No. 83

Resolved: That in full settlement of all claims for damages by reason of the overflowing and clogged sewers due to heavy rainfalls on or about August 11, 1934 in Boundary street and in the vicinity thereof, the Mayor is authorized to issue and the Controller to countersign warrants as follows:

Frank Cafardo, 48 Boundary street	\$ 80.00
Louis Giampolo, 47 Boundary street	160.00
Joe Cafardo, Rear 48 Boundary street	100.00
Nick Cafardo, 48 Boundary street	110.00
Anthony S. Cafardo, 48 Boundary street	100.00
Albert Spoltore, 49 Boundary street	95.00
Joseph Mastrangelo, Rear 49 Boundary street	75.00
Alexander Cafardo, 49 Boundary street	245.00
Filomena Diulius, Executrix of the Estate of Antonio Diulius, Deceased, 3 Boundary street	400.00

Said warrants shall be charged against and paid from Appropriation No. 42, Contingent Fund.

Passed May 13, 1935, by a two-thirds vote.

Approved May 15, 1935.

Resolution Book 8, Page 545.

No. 84

Resolved, that the Director of the Department of Public Works be, and he is hereby, authorized and directed to grant a leave of absence to I. Chas. Palmer, Assistant Division Engineer, Bureau of Engineering, with full pay, for the portion of the month of May, 1935, required to recuperate from his illness.

Passed May 13, 1935, by a two-thirds vote.

Approved May 15, 1935.

Resolution Book 8, Page 545.

No. 85

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following amounts, to wit:—

FROM CODE ACCOUNT NO.

1897	Salaries Regular Employees, Bureau of Recreation	\$1,245.00
1909	Wages, Women and Children	4,506.00
1909-1	Wages Temporary, Women and Children	532.00
1915	Wages, Men and Boy's	1,830.00
1915-1	Wages Temporary, Men and Boy's	228.00
		<hr/>
		\$8,341.00

TO CODE ACCOUNT NO.

1900	Salaries Regular Employees, Grounds and Buildings	\$ 115.00
1908	Salaries Regular Employees, Women and Children	3,957.00
1914	Salaries Regular Employees, Men and Boy's	3,063.00
1920	Wages, Summer Swimming Pools	1,206.00
		<hr/>
		\$8,341.00

Passed May 13, 1935.

Approved May 15, 1935.

Resolution Book 8, Page 546.

No. 86

Whereas, the City of Pittsburgh, entered liens in the Court of Common Pleas of Allegheny County, Pa., at M. L. D. Nos. 21 and 22 July Term, 1928, against property formerly owned by Edward J. Detzel, situate in the Twenty-sixth ward of the City of Pittsburgh, the face of said liens aggregating \$180.00; and,

Whereas, the said property was formerly located in Reserve Township, Allegheny County, Pennsylvania, which was annexed to the City of Pittsburgh; and,

Whereas, said Edward J. Detzel had placed a mortgage upon said property in favor of the Valley Premium Building and Loan Association of Allegheny City, Pa., while the said property was located in Reserve Township, which mortgage was foreclosed and property sold by the Sheriff of Allegheny County as located within Reserve Township, although at the time of the sale it was within the City of Pittsburgh and no notice was given in the Sheriff's advertisement that the property was at that time located within the City of Pittsburgh; and,

Whereas, the present owner of said property, George Kemnitz, through his attorney, A. B. Angney, has offered to pay the face of said liens, to-wit, \$180.00; now therefore, be it

Resolved, that upon the payment by the present owner of said property, George Kemnitz, to the City of Pittsburgh of the sum of \$180.00, the City Solicitor is authorized to satisfy the liens filed in the Court of Common Pleas of Allegheny County, Pennsylvania, at M. L. D. Nos. 21 and 22, July Term, 1928, costs incident to the liens to be paid by the City of Pittsburgh.

Passed May 13, 1935.

Approved May 15, 1935.

Resolution Book 8, Page 546.

No. 87

Whereas, pursuant to Ordinance No. 348, approved December 28, 1933, the City of Pittsburgh leased to Pauline Colker property located at the corner of the Boulevard of the Allies and Ward street, in the Fourth ward, for a gasoline service station, and shortly after leasing the property a Bill in Equity, No. 1527, April 1934 was filed in the Court of Common Pleas for a restriction order preventing the erection of said gasoline station, and at a later period the Court held that the City did have authority to lease said property for said purpose, and

Whereas, the filing of said bill delayed the construction of the proposed

gasoline service station by said Pauline Colker and because of said delay construction could not be commenced until subsequent to January 1, 1935 although rent for the year 1934 in the sum of \$600.00 was paid by said lessee, Therefore, be it

Resolved, that the sum of \$600.00 heretofore paid by Pauline Colker as rent for the above mentioned premises for the year 1934, shall be credited to said lessee as payment of rent for the year 1935, because of the fact that said premises could not be occupied by said lessee during 1934, and the charge for rent for the year 1934 for said premises is hereby cancelled.

Passed May 13, 1935.

Approved May 15, 1935.

Resolution Book 8, Page 547.

No. 88

Whereas, Frank D. Saupp, Inc., is the owner of property at the corner of Center and Liberty avenues, which property is classified as a Commercial District under the Zoning Ordinance; and,

Whereas, The owner is desirous of leasing the property for the erection of a gasoline station and must secure the written consent of the owners in interest and number of a majority of all the property fronting within eighty (80) feet of the site in question; and,

Whereas, the City of Pittsburgh is the owner of property within this distance, known as Morrow park, and in order to obtain the consent of the required number of property owners it will be necessary for the Mayor, on behalf of the City of Pittsburgh, to sign this petition; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to sign a consent petition, on behalf of the City of Pittsburgh, for the erection of a gasoline station on property as above described.

Passed May 13, 1935.

Approved May 15, 1935.

Resolution Book 8, Page 547.

No. 89

Whereas, Senate Bill No. 666, entitled "An Act regulating the motor vehicle junk business requiring a certificate of approval from the local authorities and a license from the Secretary of Revenue to conduct such business and authorizing the governmental subdivisions of the Commonwealth to restrict such business from certain districts", has been passed by the Senate and is now in the House for consideration; Therefore, be it

Resolved, That the Council of the City of Pittsburgh does hereby endorse the provisions contained in Senate Bill No. 666, and respectfully urge the members of the House of Representatives to vote for the passage of this Bill. And be it further

Resolved, That a copy of this Resolution be forwarded to the members of the House of Representatives from Allegheny County.

Passed May 13, 1935.

Approved May 15, 1935.

Resolution Book 8, Page 548.

No. 90

Whereas, THOMAS D. ENGLISH, during the years 1932 and 1933 was a patrolman in the Bureau of Police, Department of Public Safety; and

Whereas, On June 30, 1932, said Thomas D. English was dismissed by the then Director of the Department of Public Safety; and

Whereas, Following an appeal to the Civil Service Commission, Thomas D. English was reinstated on July 21, 1932, by the Director; and

Whereas, On February 1, 1933, the Director of the Department of Public

Safety reduced said Thomas D. English from patrolman to sub-patrolman; and

Whereas, Thomas D. English appealed to the Civil Service Commission following said reduction; and

Whereas, On March 16, 1933, the Director of the Department of Public Safety was directed to restore Thomas D. English to his position of patrolman; and,

Whereas, During the periods of his dismissal and reduction, Thomas D. English lost certain wages; and

Whereas, Thomas D. English has agreed to compromise said wage claim, including interest, for \$275.00; Now, Therefore, Be It

Resolved: That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant to the order of Thomas D. English in the amount of \$275.00, and charge the same to Code Account No. 42, in full payment for wage claim due the said Thomas D. English, by reason of his dismissal and reduction from the position of patrolman in the Bureau of Police, Department of Public Safety.

Passed May 6, 1935, by a two-thirds vote.

Approved May 16, 1935.

Resolution Book 8, Page 548.

No. 91

Resolved, That the Director of the Department of Public Works be requested to prepare a report with a view to making application to the Federal authorities on public works projects for the construction of the following projects:—

Negley Run Drainage Basin, Burpee Relief Sewer, part No. 1, designated as No. 6 in the schedule set up by the Department of Public Works, at an estimated cost of \$297,000.

Negley Run Drainage Basin, Hamilton Avenue Boulevard Relief

Sewer, part No. 2, designated as No. 8 in the schedule set up by the Department of Public Works, at an estimated cost of \$410,000.

Negley Run Drainage Basin, Deniston Avenue Relief Sewer, part No. 3, designated as No. 9 in the schedule set up by the Department of Public Works, at an estimated cost of \$90,000.

Passed May 6, 1935.

Pittsburgh, May 13, 1935.

I do hereby certify that the foregoing resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on May 7, 1935, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon it became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

ROBT. CLARK

Clerk of Council.

Resolution Book 8, Page 549.

No. 92

Resolved, that the City Controller be and he is hereby authorized and directed to transfer the sum of Fifteen Thousand (\$15,000.00) Dollars, from Code Account 118-8 for improvement of streets and thoroughfares and public properties of the City of Pittsburgh to Code Account 118-9 - for the purchase of supplies and materials, for the purchase or rental of equipment and for the payment of miscellaneous services for engineering, planning and research projects in the Department of City Planning.

Passed May 13, 1935.

Approved May 20, 1935.

Resolution Book 8, Page 549.

No. 93

Resolved: That the Mayor is hereby authorized and directed to issue, and

the City Controller to countersign, a warrant in favor of Victor O. Mattice and Grace Mattice, his wife, in their own rights and as parents and next friends of Victor Mattice, Jr., their minor son, 2605 Burham St., Pittsburgh, Pa., in the sum of \$175.00 in full settlement of their claims against the City of Pittsburgh for personal injuries sustained by Victor Mattice, Jr., on February 19, 1935 on Clover street steps, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed May 20, 1935, by a two-thirds vote.

Approved May 22, 1935.

Resolution Book 8, Page 549.

No. 94

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,700.00 from Code Account No. 1018, Supplies, Mayor's Office, to Code Account No. 1020, Equipment, Mayor's Office.

Passed May 20, 1935.

Approved May 22, 1935.

Resolution Book 8, Page 550.

No. 95

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Twenty Thousand Nine Hundred Seventy-Eight (\$20,978.00) Dollars from Code Account 118-18, City Planning Topographic Surveys, and the sum of Eight Thousand Six Hundred Seventy-Two (\$8,672.00) Dollars from Code Account 118-8, City Planning—Streets, to Code Account 118, Public Work Relief Bonds, 1933, Series "C".

Passed May 20, 1935.

Approved May 22, 1935.

Resolution Book 8, Page 550.

No. 96

Resolved, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to accept the Republic Oil Company as Assignee of the Rocolene Refining Company, pursuant to the fifth paragraph of the Lease from the City of Pittsburgh to the said Rocolene Refining Company dated October 12, 1932, as authorized by Ordinance No. 267, approved October 8th, 1932, and covering the premises at the corner of North Highland avenue and Broad street, in the Eleventh ward of the City of Pittsburgh, and formerly known as No. 8 Engine House, and that the Mayor shall only accept the Republic Oil Company as Assignee of the Lease after the Rocolene Oil Company have liquidated their obligation.

Passed May 20, 1935.

Approved May 22, 1935.

Resolution Book 8, Page 550.

No. 97

Whereas, The Pennsylvania State Commandery Knights Templar, will hold their annual conclave, during the week of May 26th, and

Whereas, No provisions have been made for funds to decorate the City County Building, Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfer:

FROM CODE ACCOUNT

No. 42, Contingent Fund\$150.00

TO CODE ACCOUNT

No. 1672, Supplies, City County

Building\$150.00

Passed May 20, 1935.

Approved May 22, 1935.

Resolution Book 8, Page 551.

No. 98

Whereas, Carroll B. Collins, in the Bureau of City Property, Department of Public Works, incurred an expense of \$42.75 on an inspection trip to Clearfield, Pa., York, Pa., and New Brunswick, N. J., in connection with the awarding of contracts for equipment in the North Side Market, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Carroll B. Collins, in the amount of \$42.75, and charge same to Bond Fund No. 121, North Side Market.

Passed May 27, 1935, by a two-thirds vote.

Approved May 31, 1935.

Resolution Book 8, Page 551.

No. 99

Whereas, Certain suits are now pending wherein it is alleged that the indebtedness created by the Borough of Overbrook, prior to its annexation to the City of Pittsburgh, are obligations of the City of Pittsburgh, and which cases will come to trial in Court in the near future; and

Whereas, The questions involved are largely questions of the law rather than questions of facts, it is expedient that a jury trial be waived and that certain Auditors and Accountants be hired; Now, Therefore, Be It

Resolved, That the City Solicitor be, and he is hereby authorized and empowered to waive a trial by jury in any of said cases and to employ Ernst & Ernst, Certified Public Accountants, on the customary per diem basis, the aggregate not to exceed \$650.00.

Passed May 27, 1935.

Approved May 31, 1935.

Resolution Book 8, Page 551.

No. 100

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$10,050.00 from appropriation No. 1443, Salaries Regular Employees, Bureau of Police as follows:

\$ 50.00 to Code Account No. 84-18th Ward "X" Service Men's Association.

5000.00 to Code Account No. 1891—Band Concerts in Parks for Summer Months.

5000.00 to Code Account No. 1069—Miscellaneous Services, Collector of Delinquent Taxes.

Passed May 27, 1935.

Approved May 31, 1935.

Resolution Book 8, Page 552.

No. 101

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Laura Carman, widow, c/o Mrs. Mazie Cox, 30 Boggs avenue, Pittsburgh, Pa., in the sum of Two hundred twenty-five (\$225.00) dollars in full settlement of her claim against the City of Pittsburgh for personal injuries sustained on November 29, 1934 on Ruth street, opposite South Hills High School, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed June 4, 1935, by a two-thirds vote.

Approved June 6, 1935.

Resolution Book 8, Page 552.

No. 102

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Joseph Hagosky and Mary Hagosky, in their

own right and as parents and next friends of Dorthy Hagosky, a minor daughter, six years old, of 91 Barry street, South Side, Pittsburgh, Pa., in the sum of Three hundred (\$300.00) dollars in full settlement of their claim against the City of Pittsburgh for personal injuries sustained to their minor child on January 25, 1935, on the sidewalk in front of No. 91 Barry street, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed June 4, 1935, by a two-thirds vote.

Approved June 6, 1935.

Resolution Book 8, Page 552.

No. 103

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers in the Bureau of Water Accounts.

FROM

Code Account 1770—

Electricity	\$12,300.00
Cont. 3855	\$ 7,000.00
Cont. 5310	4,000.00
Cont. 5311	900.00
Cont. 3023	400.00

\$12,300.00

1777—Wages, Temporary Employees Distribution Division	1,350.00
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TO

Code Account 1769—

Gas—Contract 3026	12,300.00
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1775—Salaries Regular Employees, Distribution Division	1,350.00
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Passed June 4, 1935.

Approved June 6, 1935.

Resolution Book 8, Page 553.

No. 104

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Thirty-Two Hundred (\$3200.00) Dollars, set aside in Bond Fund 118-17, Improvement of Public Areas, to Bond Fund 118-16, Repair and Improvement of Parks.

Passed June 4, 1935.

Approved June 6, 1935.

Resolution Book 8, Page 553.

No. 105

Whereas, The Ancient Order of Hibernians of Allegheny County have extended to the Honorable Michael MacWhite, Minister of the Irish Free State to the United States of America, an invitation to be their Guest of Honor on the occasion of their Annual Reunion, to be held on June 22, 1935; and,

Whereas, The City of Pittsburgh desires to supplement this invitation by extending to the Honorable Michael MacWhite an official invitation to be its Guest on this auspicious occasion and to urge his acceptance of the invitation tendered; Therefore, be it

Resolved, That the Mayor and Council of the City of Pittsburgh, in behalf of the City, do hereby extend to the Honorable Michael MacWhite, Minister of the Irish Free State to the United States, a cordial invitation to come to this City on Saturday, June 22, 1935, as the guest of the City of Pittsburgh and the Ancient Order of Hibernians; and that the Mayor and the President of Council be directed to extend to him this invitation, and that on the occasion of his visit, at a time to be arranged, present to him, in behalf of the City, an engrossed copy of these resolutions as an evidence of the City's welcome to him and its good will toward the Country he represents, and that the members of Council be present at such occasion.

Passed June 10, 1935, Read and adopted.

Approved June 12, 1935.

Resolution Book 8, Page 553.

No. 106

Resolved, That the City Controller shall be, and is hereby authorized and directed to transfer the sum of SIX HUNDRED DOLLARS (\$600.00) from Code Account No. 1256, Wages, Regular Employees, Bureau of Sanitation to Code Account No. 1525, Supplies, Photographic Division.

Passed June 10, 1935.

Approved June 12, 1935.

Resolution Book 8, Page 554.

No. 107

Whereas, Resolution No. 85, approved May 15, 1935 made certain transfers from various code accounts to other code accounts in the Bureau of Recreation to provide for the payment of additional employees authorized by Ordinance No. 136, approved May 16, 1935, and

Whereas, Said Resolution leaves unrequired balances in certain appropriations that are needed in other appropriations in order to provide for the compensation of the employees now authorized; Therefore be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following amounts, to-wit:

FROM CODE ACCOUNTS.

1908 Salaries, Women and Children	\$2,730.00
1909-1 Wages Temporary, Women and Children	1,690.00
1915 Wages, Men and Boys	221.20
1915-1 Wages Temporary Men and Boys	1,351.60
	<hr/>
	\$5,992.80

TO CODE ACCOUNTS

1908 Wages, Women and Children	\$3,262.80
1914 Salaries, Men and Boys	2,730.00
	<hr/>
	\$5,992.80

Passed June 10, 1935.

Approved June 12, 1935.

Resolution Book 8, Page 554.

No. 108

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Sixty (\$60.00) Dollars, from Code Account No. 1099, Salary Regular Employees Civil Service Commission, to Code Account No. 1100, Miscellaneous Services Civil Service Commission.

Passed June 10, 1935.

Approved June 12, 1935.

Resolution Book 8, Page 555.

No. 109

Resolved, That the Director of the Department of Public Works be and he is hereby authorized to grant a leave of absence with full pay for the months of June and July, 1935, to Mr. I. Chas. Palmer, Assistant Division Engineer, Bureau of Engineering.

Passed June 10, 1935, by a two-thirds vote.

Approved June 12, 1935.

Resolution Book 8, Page 555.

No. 110

Resolved, That the Council of the City of Pittsburgh favors the construction by the Federal Government of a through route waterway or canal connecting the Ohio river near

Rochester, Pennsylvania, with Lake Erie, at or near Ashtabula, Ohio.

Passed June 10, 1935.

Approved June 12, 1935.

Resolution Book 8, Page 555.

No. 111

Whereas, the Federal Emergency Relief Board through its Local Works Division has advised the Department of Public Works that the Unemployment Relief Program will undoubtedly continue for several months and that application will be received for a new program to start during the summer months of 1935, Now, Therefore, Be It

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to prepare and to submit to the Local Works Division an application for an Unemployment Relief Project for furnishing engineering surveying designing, and drafting forces as may be necessary for the preparation of plans and estimates for new Unemployment Relief Projects.

Passed June 10, 1935.

Approved June 12, 1935.

Resolution Book 8, Page 556.

No. 112

Whereas, James C. Charlesworth of 1324 South Negley avenue, is the owner of a Chevrolet Town Sedan which was damaged by a Fire Truck while parked on Rural street, March 30th, 1935, and

Whereas, The damage to Mr. Charlesworth's machine amounted to \$124.00, Now, Therefore Be It

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant to the order of James C. Charlesworth in the sum of

One Hundred Twenty-four and no/100 (\$124.00) Dollars, in full settlement of the above described claim and charge same to code account No. 42, Contingent Fund.

Passed June 17, 1935, by a two-thirds vote.

Approved June 25, 1935.

Resolution Book 8, Page 556.

No. 113

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Emma Zeok, 410 Kaercher St., Pittsburgh, Pa., in the sum of \$181.00 in full settlement of her claim against the City of Pittsburgh for personal injuries sustained January 19, 1935, on Kaercher street near Greenfield avenue, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed June 17, 1935, by a two-thirds vote.

Approved June 25, 1935.

Resolution Book 8, Page 556.

No. 114

Whereas, Joseph Sabol, residing at 25 Acorn street in the 15th Ward, through an error paid the 1926 taxes and water rents of Joseph Sabo on property on Lytle street in the same ward in the amount of \$80.17, the proper amount to be paid by Mr. Sabol for his property on Acorn street being \$42.51, and

Whereas, It has been impossible to make adjustment of this matter by which Mr. Sabo would reimburse Mr. Sabol for the taxes and water rents paid in error, and the records of the City show the 1926 taxes and water rents of Mr. Sabol delinquent, Therefore be it

Resolved, That the proper City authorities be and are hereby authorized

and directed to exonerate Mr. Sabol from any charge for taxes, water rents, penalty, interest and cost for his property at 25 Acorn street in the 15th Ward for the year 1926; and that the proper City authorities shall credit Joseph Sabol with the sum of \$37.66 against any taxes or water rent now due the City of Pittsburgh or may become due the City of Pittsburgh from Joseph Sabol.

Passed June 17, 1935.

Approved June 25, 1935.

Resolution Book 8, Page 557.

No. 115

Whereas, It is necessary to have funds for the payment of salaries for three (3) Architectural Draftsmen, which this department is requesting to be extended in the Bureau of Parks, for a period of two (2) months, at a monthly salary of \$200.00 per month each;

Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,200.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1798½, Salaries.

Passed June 17, 1935.

Approved June 25, 1935.

Resolution Book 8, Page 567.

No. 116

Whereas, In order to prepare for the 1936 Spring Flower Show it is necessary to employ four draftsmen for a period of three months and to purchase conservatory supplies for which there are no funds available; Therefore be it

Resolved, That to provide the funds required for these expenditures the City Controller be and he is hereby

authorized and directed to transfer the sum as follows:—

FROM APPROPRIATION

No. 1443, Salaries Regular
Employees, Bureau of
Police\$5,000.00

TO APPROPRIATION

No. 1892, Conservatory Supplies for Spring Flower
Show\$5,000.00

Passed June 17, 1935.

Approved June 26, 1935.

Resolution Book 8, Page 557.

No. 117

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Pauline Bracey and Bruce Bracey, her husband, 2615 Plainview avenue, Brookline, in the sum of Three hundred twenty-five (\$325.00) dollars in full settlement of their claim against the City of Pittsburgh for personal injuries sustained to Mrs. Bracey on August 2, 1934 on jumper boardwalk in the 1400 block on Dagmar street, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed June 24, 1935, by a two-thirds vote.

Approved June 26, 1935.

Resolution Book 8, Page 558.

No. 118

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Jennie Hosack, widow, 1106 Sheffield St., Pittsburgh, Pa., in the sum of \$150.00 in full settlement of her claim against the City of Pittsburgh for personal injuries sustained March 22, 1935 in West park, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed June 24, 1935, by a two-thirds vote.

Approved June 26, 1935.

Resolution Book 8, Page 558.

No. 119

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Gust N. Pappas, 907 Middle street, N. S., Pittsburgh, Pa., in the sum of \$335.00 in full settlement of his claim against the City of Pittsburgh for personal injuries sustained June 19, 1933 on West North avenue, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed June 24, 1935, by a two-thirds vote.

Approved June 26, 1935.

Resolution Book 8, Page 558.

No. 120

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$2800.00, from Code Account No. 1443 A—1, Salaries, Regular Employees, Bureau of Police, Department of Public Safety to Code Account No. 1452 Item F—Equipment and Machinery, Bureau of Police, Department of Public Safety.

Passed June 24, 1935.

Approved June 26, 1935.

Resolution Book 8, Page 559.

No. 121

Whereas, The funds in Code Account No. 1515, Materials-Parts, Division of Garage and Repair Shop, Bureau of Highways and Sewers, Department of Public Works, for repairs to automotive equipment have become exhausted; Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$3,564.95 from

BUREAU OF HIGHWAYS AND SEWERS

CODE ACCOUNT NO.

1603, Salaries, General Office.	\$ 300.00
1621, Wages, Cleaning Highways	85.25
1628, Repairs, Cleaning Highways	100.00
1630, Wages, Repairing Highways	71.87
1636, Wages, Cleaning and Repairing Sewers and Sewer Drops	53.59
1643, Wages, Boardwalks and steps	154.24
1652, Salaries, Division of Public Utilities	600.00
1659, Materials, Asphalt Plant	500.00

BUREAU OF LIGHT

CODE ACCOUNT NO.

1792, Wages	\$1,000.00
1793, Miscellaneous Services ...	700.00
	\$3,564.95

to Code Account No. 1515, Materials-Parts, Division of Garage and Repair Shop, Bureau of Highways and Sewers.

Passed June 24, 1935.

Approved June 26, 1935.

Resolution Book 8, Page 559.

No. 122

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1750.00 from Code Account 1481, Salaries, Regular Employees to Code Account No. 1485, Demolition of Condemned Buildings, Bureau of Building Inspection, Department of Public Safety.

Passed June 24, 1935.

Approved June 26, 1935.

Resolution Book 8, Page 560.

No. 123

Resolved: That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$2,200.00, within the Bureau of Highways and Sewers, D.P.W., as follows:

FROM:

Code Acct. No. 1622, Wages,
April to June Cleaning
Highways\$2,200.00

TO:

Code Acct. No. 1631, Wages,
April to June Repairing
Highways 1,000.00

Code Acct. No. 1637, Wages
April to June Cleaning and
Repairing Sewers and
Sewer Drops 1,200.00

Passed June 24, 1935.

Approved June 26, 1935.

Resolution Book 8, Page 560.

No. 124

Resolved, That for the purpose of providing funds for the purchase of waterproofing oil, the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$700.00 from Appropriation No. 1903, Calcium Chloride, to Appropriation No. 1905, Materials, Grounds and Buildings Division of the Bureau of Recreation.

Passed June 24, 1935.

Approved June 26, 1935.

Resolution Book 8, Page 560.

No. 125

Whereas, Representatives of the Executive Committee of the Pittsburgh Zoological Society have applied for permission to operate a Refreshment Concession at the Highland Park Zoo for an indefinite period, at the rate of \$1.00 per year, and

Whereas, The Pittsburgh Zoological Society is a non profit corporation, organized to assist the City of Pittsburgh in the development of the Highland Park Zoo and will use the net proceeds from this concession for the benefit of the Zoo, and

Whereas, There is no Refreshment Concession at the Highland Park Zoo at the present time and such a concession is needed for the service of the public, and

Whereas, The Pittsburgh Zoological Society has offered to furnish and maintain a temporary concession building, without expense to the City, therefore, be it

Resolved, That the Mayor and the Director of the Department of Public Works are hereby authorized to grant to the Pittsburgh Zoological Society, permission to operate a Refreshment Concession at the Highland Park Zoo for an indefinite period, at the rate of \$1.00 per year, with the understanding that the Zoological Society shall furnish and maintain a temporary building and shall manage or supervise a concession from which all net proceeds are to be used for the benefit of the Highland Park Zoo, and, be it further,

Resolved, That if this permission does not work out to the satisfaction of the City of Pittsburgh or the Pittsburgh Zoological Society, this permission may be terminated by either party, thirty (30) days after written notice has been given requesting such termination.

Passed June 25, 1935.

Approved June 26, 1935.

Resolution Book 8, Page 561.

No. 126

Whereas, The Federation of Social Agencies has requested an appropriation of \$12,000.00 to defray the expenses of caring for undernourished children to be given outings under trained leadership in the City parks; and

Whereas, By action of the Committee on Finance for the past two years an appropriation for this purpose was granted for the use of the Bureau of Recreation for said expenses; Now, Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$10,000.00 from Code Account No. 1443 Police Salaries Regular Employees to Code Account No. 1934-1, Federation of Social Agencies, Activities for Children in City parks.

Passed June 17, 1935.

Pittsburgh,

June 28, 1935.

I do hereby certify that the foregoing resolution, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 28th day of June, 1935.

ROBERT CLARK,
Clerk of Council.

Resolution Book 8, Page 561.

No. 127

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Weldon & Kelly Company for the sum of Forty (\$40.00) Dollars, being payment in full for extra work done under Controller's Contract No. 5477, countersigned May 8, 1935, for the Construction and Partial Construction of Buildings, Contract No. 8, Plumbing Work for Repairs to Bath House at Lake Elizabeth in West park. The said amount shall be paid out of Appropriation No. 122-16 and chargeable against funds set aside for Contract No. 5477 as above named.

Passed June 28, 1935, by a two-thirds vote.

Approved July 3, 1935.

Resolution Book 8, Page 562.

No. 128

Whereas, On May 27, 1935, Council passed, and on May 31, 1935, the Mayor approved a certain Resolution being Bill No. 3443, and recorded in Resolution Book Vol. 8, page 551, as of May 31, 1935, which reads as follows:

"Resolved, That the City Solicitor be and he is hereby authorized and empowered to waive a trial by jury in any of said cases and to employ Ernst & Ernst, Certified Public Accountants, on the customary per diem basis, the aggregate not to exceed \$650.00"; Now, Therefore, Be It

Resolved, That the Resolved Clause in the foregoing Resolution be amended to read as follows:

Resolved, That the City Solicitor be, and he is hereby, authorized to waive a trial by jury in any of the said cases, and to employ Ernst & Ernst, Certified Public Accountants, on the customary per diem basis, the aggregate not to exceed \$1305.00; and that the Mayor be, and he is hereby, authorized and directed to issue and the City Controller to countersign a warrant in favor of Ernst & Ernst, in the sum of \$1305.00, and charge the same to Code Account No. 43, Finance Fund.

Passed June 28, 1935, by a two-thirds vote.

Approved July 3, 1935.

Resolution Book 8, Page 562.

No. 129

Resolved, that the City Controller be and he is hereby authorized and directed to transfer the sum of \$65.00 from Bond Fund No. 281, City Home and Hospitals, 1926, to Bond Fund No. 281-4, Doors, Fire Alarm Boxes, Department of Public Welfare, and from Code Account No. 1601, Repairs the sum of \$90.00, to Code Account No. 1600, Supplies, the sum of \$60.00 and to Code Account 1602, Equipment, the sum of \$30.00; and

from Code Account No. 42, Contingent Fund, the sum of \$135.00 to Code Account No. 1802, Bureau of Parks, Department of Public Works.

Passed June 28, 1935.

Approved July 3, 1935.

Resolution Book 8, Page 562.

No. 130

Resolved, That for the purpose of providing funds for the alterations, additions and equipment of the private Children's Pavilion at the Tuberculosis Hospital, Leech Farm, the City Controller shall be and he is hereby authorized and directed to transfer the sum of Eight Thousand (\$8,000.00) Dollars as follows:

\$3,000.00 from Code 1219—Supplies, Division of Transmissible Diseases,
\$5,000.00 from Code 1244—Diphtheria Immunization Fund, Bureau of Child Welfare.

TO:

Code Account 1233—Repairs, Tuberculosis Hospital.

ALL IN THE DEPARTMENT OF
PUBLIC HEALTH.

Passed June 28, 1935.

Approved July 9, 1935.

Resolution Book 8, Page 563

No. 131

Resolved, That the Department of Public Works be and it is hereby authorized and directed to enter into a lease with George Smith, 6646 Primo street, for plot of ground in Highland Park at or near the Carnegie Lake Swimming Pool, for a refreshment stand. The location of the building and the design and construction thereof to be approved by the Department of Public Works. The rental to be \$25.00 per month and the lessee to occupy the building (to be constructed at his own cost and expense) until such time as the City of Pittsburgh

has completed its own building, or upon sixty days' written notice by the Director of Department of Public Works to vacate the said premises.

Passed June 28, 1935.

Pittsburgh, July 15, 1935.

I do hereby certify that the foregoing resolution, which has been disapproved by the Mayor and returned with his objection to the Council, was passed by a two-thirds vote of said Council, this 15th day of July, 1935.

ROBT. CLARK
Clerk of Council.

Resolution Book 8, Page 563.

No. 132

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Laura Debor, 2204 Lynbrook avenue, Pittsburgh, Pa., in the sum of \$200.00 in full settlement of her claim against the City of Pittsburgh for personal injuries sustained May 3, 1935 on Milan avenue boardwalk, Pittsburgh, Pa., and charge same to Code Account No. 42, Contingent Fund.

Passed July 15, 1935, by a two-thirds vote.

Approved July 19, 1935.

Resolution Book 8, Page 563.

No. 133

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Eller Lumber and Mill Company, 2328 Wharton street, Pittsburgh, Pa., in the sum of Two Hundred Fifty (\$250.00) Dollars for use of private property of the company in the construction of a terra cotta sewer pipe extending from Midland avenue to Tearose way, 19th Ward, Pittsburgh, Pa., in accordance with Ordinance No. 212, approved August 7, 1933, recorded in Ordinance Book 45, page 339; and charge same

to Code Account No. 42 Contingent Fund.

Passed July 15, 1935, by a two-thirds vote.

Approved July 19, 1935.

Resolution Book 8, Page 564.

No. 134

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Mrs. Alice Evans, 1625 Banksville road, in the sum of \$750.00, and a warrant in favor of Nancy Jane Readling in the sum of \$50.00, in full settlement of their claims against the City of Pittsburgh for damage caused by the overflow of a City sewer contaminating a well and cistern on the property of Mrs. Evans, by reason of which Nancy Jane Bleadling contracted typhoid fever, and charge the same to Code Account No. 42, Contingent Fund.

Passed July 15, 1935, by a two-thirds vote.

Approved July 19, 1935.

Resolution Book 8, Page 564

No. 135

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Ellen Hamel, 210 Pinecastle avenue, Pittsburgh, Pa., in the sum of Four hundred (\$400.00) dollars in full settlement of her claim against the City of Pittsburgh for personal injuries sustained on February 16, 1935 on steps leading from Pinecastle avenue to Glenbury street, Pittsburgh, Pa., and charge same to Code Account No. 42, Contingent Fund.

Passed July 15, 1935, by a two-thirds vote.

Approved July 19, 1935.

Resolution Book 8, Page 564.

No. 136

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Sarah J. Noel and Gilbert Noel, her husband, 1940 Greenleaf street, Pittsburgh, Pa., in the sum of One hundred twenty (\$120.00) dollars in full settlement of their claim against the City of Pittsburgh for personal injuries sustained to Mrs. Noel on April 13, 1934, on Greenleaf street, Pittsburgh, Pa., and charge same to Code Account No. 42, Contingent Fund.

Passed July 15, 1935, by a two-thirds vote.

Approved July 19, 1935.

Resolution Book 8, Page 565.

No. 137

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Arthur Silverman, 2115 Bedford avenue, Pittsburgh, Pa., in the sum of Three hundred twenty-five (\$325.00) dollars in full settlement of his claim against the City of Pittsburgh for personal injuries sustained March 29, 1935, at 715 Kirkpatrick street, Pittsburgh, Pa., and charge same to Code Account No. 42, Contingent Fund.

Passed July 15, 1935, by a two-thirds vote.

Approved July 19, 1935.

Resolution Book 8, Page 565.

No. 138

Whereas, Ordinance No. 177, authorizing the extension of time for three Architectural Draftsmen in the Department of Public Works, Bureau of Parks, was approved June 24th, 1935, and

Whereas, Resolution No. 115, authorizing and directing the City Controller to transfer funds from Contingent

Fund Code Account No. 42 to Bureau of Parks Code Account No. 1799-1, was approved June 25th, 1935, and

Whereas, It was necessary for these three draftsmen to continue their work on the preparation of plans for the bear pits, in order to make application for an Unemployment Relief Project, and

Whereas, These three draftsmen worked from June 11th to June 23rd, inclusive pending the approval of the ordinance authorizing the extension of their time, now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of:

Walter C. Scott
William E. Hoover
Allen H. Neal

for thirteen (13) days each from June 11th, 1935 to June 23rd, 1935 inclusive, amounting to \$86.67 each and charge same against Code Account No. 1799-1.

Passed July 15, 1935, by a two-thirds vote

Approved July 19, 1935.

Resolution Book 8, Page 565.

No. 139

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Four Hundred Twenty-Five (\$425.00) Dollars from Code Account 1270—Salaries, Regular Employees—to Code Account 1271—Miscellaneous Services—Bureau of Sanitation, for the purpose of paying street car fare.

Passed July 15, 1935.

Approved July 19, 1935.

Resolution Book 8, Page 566.

No. 140

Whereas, It is necessary to replenish several code accounts in the Bureau

of Recreation, Department of Public Works, to purchase equipment. Now, Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of One Thousand Two Hundred (\$1,200.00) Dollars as follows:—

FROM:

Code Acct. No. 1920 A-1,	
Wages Temp. Emp. —Sum.	
Swim. Pls.	\$1,200.00.

TO:

Code Acct. No. 1907 F-Equip-	
ment—Grounds & Buildings \$	800.00.
Code Acct. No. 1941 F-Equip-	
ment—Highland Pk. Sw. Pl.	400.00.
	\$1,200.00.

Passed July 15, 1935.

Approved July 19, 1935.

Resolution Book 8, Page 566.

No. 141

Resolved: That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$3,000.00, within the Bureau of Highways and Sewers, D. P. W., as follows:

FROM:

Code Acct. 1622—Wages	\$ 700.06
Code Acct. 1631—Wages	10.68
Code Acct. 1637—Wages	289.10
Code Acct. 1644—Wages	701.34
Code Acct. 1623—Wages	300.00
Code Acct. 1624—Wages	998.82
	\$3,000.00

TO:

Code Acct. 1625 — Miscellan-	
eous Services, Cleaning	
Highways	\$3,000.00

Passed July 15, 1935.

Approved July 19, 1935.

Resolution Book 8, Page 567.

No. 142

Resolved, That the Director of the Department of Public Works be and he is hereby authorized, directed, and empowered to release Mr. William Anags of any further claim for rental under oral lease of the property at the corner of East Ohio and Diamond streets, occupied by him from February, 1933, to June, 1935, and that this Resolution be authority to the City Controller for entering proper records thereof.

Passed July 15, 1935.

Approved July 19, 1935.

Resolution Book 8, Page 567.

No. 143

Whereas, DOMINIC NAVARRO, of the City of Pittsburgh, Pennsylvania, is and for a number of years last past, has been the owner of a certain vacant lot located on the Easterly side of North Negley avenue near the intersection of Broad street in the said City of Pittsburgh; and,

Whereas, GENEVIEVE LEAHY and WILLIAM P. LEAHY, her husband, entered suit in trespass against the said Dominic Navarro at No. 170 October Term, 1931, for the recovery of damages for injuries alleged to have been sustained by Genevieve Leahy on or about the 30th day of November, 1930, in falling upon the sidewalk in front of said property, which was alleged to have been in a defective condition; and,

Whereas, the said Dominic Navarro, at and prior to the time of the alleged occurrence, carried public liability insurance to indemnify him against any claim for damages that might be successfully asserted because of injuries sustained on said premises by the public; and,

Whereas, the Union Indemnity Company, through whom the said Dominic Navarro carried his public liability insurance, undertook, through its own Counsel, the defense of said action,

but, prior to the trial of said cause, said Indemnity Company became insolvent; and,

Whereas, the said Genevieve Leahy and William P. Leahy, her husband, shortly after the insolvency of the said Union Indemnity Company, filed an action in trespass against the City of Pittsburgh at No. 3032 January Term, 1933, alleging that the injuries sustained by the said Genevieve Leahy in falling upon this property of the said Navarro was due to the negligence of the said City of Pittsburgh; and,

Whereas, the said City of Pittsburgh thereupon caused a Writ of Scieri Facias to be issued under the provisions of the Acts of 1929 and 1931, causing the said Dominic Navarro to be summoned as an additional defendant on the ground that he was liable over to the said City of Pittsburgh for the cause of action declared in said suit, and, as a result of said proceeding, the said Dominic Navarro became an additional defendant therein; and,

Whereas, on the 22nd day of October, 1934, the said case was set for trial and a verdict was recovered in favor of Genevieve Leahy in the sum of Six hundred (\$600.00) Dollars, and for William P. Leahy in the sum of Five hundred (\$500.00) Dollars against the City of Pittsburgh, with liability over against Dominic Navarro, additional defendant; and,

Whereas, on the 18th day of February, 1935, the City of Pittsburgh paid to plaintiffs the sum of Eleven hundred (\$1100.00) Dollars, being the amount of the verdict recovered by them, and thereupon entered judgment against the said Dominic Navarro in a like amount; and,

Whereas, the affairs of the said Union Indemnity Company are now in liquidation by the Liquidation Division of the Insurance Department of the Commonwealth of Pennsylvania, and by the Bureau of Liquidations of the Insurance Department of the State of New York; and,

Whereas, the said Dominic Navarro has filed a Proof of Claim with the Insurance Departments of Pennsylvania and New York, which claims have

been approved, subject to the satisfaction by the City of Pittsburgh of the said judgment entered against him; and,

Whereas, the said Dominic Navarro alleges that he was not in any manner responsible for the injuries sustained by the said plaintiffs, and that the condition of the sidewalk, which led to the accident, was, in fact due to the negligence of the City of Pittsburgh; and,

Whereas, the said Dominic Navarro is the owner of a large parcels of land, improved and unimproved, situate in the City of Pittsburgh, and, because of the depression, taxes levied against the same for the past several years remain unpaid; and,

Whereas, the said Navarro is willing to devote all of his efforts and resources towards the liquidation of said taxes, but is unable to do this and also take care of the Eleven hundred (\$1100.00) Dollar judgment held by the City of Pittsburgh, as aforesaid, which judgment the said Navarro admits he is legally, but not justly liable for; and,

Whereas, the said Navarro is willing and desirous of compromising and settling the Eleven hundred (\$1100.00) Dollar judgment held by the City of Pittsburgh by assigning to said City his claim against the Union Indemnity Company, as the same are now filed and of record with the Insurance Departments of the Commonwealth of Pennsylvania and the State of New York, which claims, will, in the opinion of the said Navarro, eventually yield and produce to the City of Pittsburgh a fairly substantial sum of money; and,

Whereas, a settlement and satisfaction of said judgment of the City of Pittsburgh against the said Navarro, as above outlined, will facilitate the payment of delinquent taxes owing to the said City of Pittsburgh by the said Navarro; and,

Whereas, it appears that under all of the circumstances of this case, the proposal of the said Dominic Navarro is fair and proper and that it is to the interests of the City of Pittsburgh

that same be accepted, now, therefore,

Be It Resolved, by the Council of the City of Pittsburgh, in meeting duly assembled, that the proposal of Dominic Navarro to transfer and assign to the City of Pittsburgh his claims against the Union Indemnity Company, as the same are filed and of record with the Liquidation Division of the Insurance Department of the Commonwealth of Pennsylvania, and the Bureau of Liquidations of the Insurance Department of the State of New York, as consideration in full for the satisfaction of the judgment entered against Dominic Navarro by the City of Pittsburgh in the Court of Common Pleas of Allegheny County, Pennsylvania, at No. 3032 January Term 1933, in the sum of Eleven hundred (\$1100.00) Dollars, be and the same is hereby accepted, and the City Solicitor for the City of Pittsburgh, is hereby authorized and directed to enter or cause to be entered of record satisfaction of said judgment upon receipt by it of proper assignments by the said Dominic Navarro to the City of Pittsburgh of his claims against the Union Indemnity Company now filed with the respective Insurance Departments of the Commonwealth of Pennsylvania and the State of New York.

Passed July 15, 1935.

Approved July 19, 1935.

Resolution Book 8, Page 567.

No. 144

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mrs. Margaret McLaughlin, widow, in the sum of \$300.00, in full settlement of any and all claims against the City of Pittsburgh by reason of personal injuries sustained as a result of her fall on February 4, 1935, on the sidewalk in front of No. 50 Congress street, and charge same to Code Account No. 42, Contingent Fund.

Passed July 22, 1935, by a two-thirds vote.

Approved July 24, 1935.

Resolution Book 8, Page 569.

No. 145

Whereas, an agreement was duly entered into December 28, 1927, between the City of Pittsburgh and Baldwin Township, providing for the construction, maintenance and repairs of a Sewage Treatment Plant and main connecting sewer in the Glass Run Drainage Basin in Baldwin Township, which provided that the City reimburse said Township 23.7% of the cost of maintenance and repairs therefor; and

Whereas, said Township has submitted an itemized statement showing the cost of maintenance and repairs to the sewage treatment plant for the years 1931 to 1934, inclusive, of which the City's apportionment thereof amounts to \$407.82; and

Whereas, these costs have been found necessary, reasonable and satisfactory by the Director of the Department of Public Works; Now Therefore Be It

Resolved, that the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Baldwin Township in the sum of FOUR HUNDRED SEVEN DOLLARS AND EIGHTY TWO CENTS (\$407.82) for payment of the City's share of the maintenance and repairs to the said sewage treatment plant, and charge same to Code Account No. 1554, Sewer Repair Schedule, Division of Consturction, Bureau of Engineering.

Pased July 22, 1935, by a two-thirds vote.

Approved July 24, 1935.

Resolution Book 8, Page 570.

No. 146

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of

\$1000.00 from Code Account No. 1447, Item B—Miscellaneous Services, Bureau of Police, to Code Account No. 1450, Item D—Materials, Bureau of Police, Department of Public Safety.

Passed July 22, 1935.

Approved July 24, 1935.

Resolution Book 8, Page 570.

No. 147

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$412.50 from Code Account No. 1004, Newspaper Advertising, to Code Account No. 1002, Salaries, Regular Employees, City Clerk's Office.

Passed July 22, 1935.

Approved July 24, 1935.

Resolution Book 8, Page 570.

No. 148

Whereas, It is necessary to replenish several code accounts in the Bureau of Recreation to meet the requirements of the balance of the year of 1935, Now, Therefore Be It

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Four Thousand Six Hundred Forty-Four (\$4,644.00) Dollars from various code accounts in the Bureau of Recreation, Department of Public Works, to other code accounts in the same Bureau, as follows:—

FROM:

Code Acct. No. 1897 A-1, Sal.	
Reg. Emp.—Office	\$ 74.00.
Code Acct. No. 1908 A-1, Sal.	
Reg. Emp.—Women & Children	753.00
Code Acct. No. 1914 A-1, Sal.	
Reg. Emp.—Men and Boys ..	514.00
Code Acct. No. 1920 A-4,	
Wages Temp. Emp.—Summer Swim. Pls.	1,500.00

Code Acct. 1923 A-1, Sal. Reg. Emp.—Oliver Swim Pool..	245.00
Code Acct. No. 1924 A-4, Wages Tem. Emp.—Oliver Swim. Pool	253.00
Code Acct. No. 1929 A-4, Wages Temp Emp.—Sue Murray S. Pl.	440.00
Code Acct. No. 1935, A-2, Sal. Temp. Emp.—Carnegie Lake S. Pl.	415.00
Code Acct. No. 1936 A-4, Wages Temp. Emp.—Car- negie Lake S. Pl.	450.00
TOTAL	\$4,644.00

TO:

Code Acct. No. 1900 A-1, Sal Reg. Emp.—Grounds and Buildings	\$3062.00
Code Acct. No. 1907 F, Equip- ment—Grounds and Build- ings	1,582.00
TOTAL	\$4,644.00

Passed July 22, 1935.

Approved July 24, 1935.

Resolution Book 8, Page 571.

No. 149

Whereas, Plans are being arranged and completed by a Committee, of which Thomas A. Dunn, Director of the Department of Public Safety, is Chairman, for the holding of a Jubilee and Exposition from the 19th to the 24th of August, 1935, inclusive; and,

Whereas, The purpose of said Jubilee is to bring to the attention of the public in general, within and beyond the limits of the City, the progress of the municipality in the advancement of local government, the increase of industrial and financial advantages, and the valuable opportunities presented for the establishment in our municipality of further profitable industrial, commercial, manufacturing and business enterprises; and,

Whereas, The City of Pittsburgh, through its City Council, desires to give official recognition and aid to

this municipal celebration; Therefore, be it

Resolved, That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of Thomas A. Dunn, Chairman of the above mentioned Committee, in the amount of Five Thousand Dollars (\$5,000.00), upon the receipt of requisitions duly verified by said Thomas A. Dunn, Chairman of said Committee, and examined and approved by the City Controller; said \$5,000.00 to be charged to Code Account No. 42, Contingent Fund; it being distinctly understood and hereby declared that the City of Pittsburgh shall not be held liable for any expenditures in excess of the above named sum of \$5,000.00.

Passed July 29, 1935, by a two-thirds vote.

Approved July 31, 1935.

Resolution Book 8, Page 571.

No. 150

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of George Saltzman, No. 3 Magee street, Pittsburgh, Pa., in the sum of Five hundred (\$500.00) dollars in full settlement of his claim against the City of Pittsburgh for personal injuries sustained March 1, 1935 on steps leading down to Comfort Station at the corner of Smithfield street and Fourth avenue, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed July 29, 1935, by a two-thirds vote.

Approved August 2, 1935.

Resolution Book 8, Page 572.

No. 151

Whereas, Harry F. Smith, of Astoria, New York, had been summoned to ap-

pear before Traffic Court on June 25, 1935, for an alleged violation; and

Whereas, Harry F. Smith could not appear on said date and had written said Court for a postponement; and

Whereas, The Clerk of said Court overlooked said request and did not report the same to the Magistrate of said Court; and

Whereas, On June 25, 1935, the date set for hearing, the said Harry F. Smith did not appear and the Magistrate fined said accused \$15.00, and ordered bond for appearance forfeited and directed it to be paid to the City Treasurer; and

Whereas, On July 8, 1935, upon hearing had and the evidence produced, the said Harry F. Smith was discharged and his forfeit of \$15.00 ordered to be returned; Now, Therefore, Be It

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Harry F. Smith, for the sum of \$15.00, and charge same to Code Account No. 42, Contingent Fund, in full payment for the refund as described above.

Passed July 29, 1935, by a two-thirds vote.

Approved August 2, 1935.

Resolution Book 8, Page 572.

No. 152

Whereas, It is necessary to replenish the funds in Code Account No. 1823, Wages, Temporary, Schenley Park Conservatory, in order to meet future payrolls, and

Whereas, Certain economies effected during 1935 have produced an available surplus in Code Account No. 1861, Wages, Temporary, Highland Park Zoo. Now, Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$5,200.00 within the Code Accounts of the Bureau of Parks, as follows:

FROM

Code Account No. 1861,
Wages, Temporary (Highland Zoo)\$5,200.00

TO

Code Account No. 1823,
Wages, Temporary (Schenley Conservatory) 5,200.00

Passed July 29, 1935.

Approved August 2, 1935.

Resolution Book 8, Page 573.

No. 153

Whereas, Fidelity Trust Company and Henry E. Renziehausen, Executors and Trustees under the Will of Frederick C. Renziehausen, deceased, of record in the Register's Office of Allegheny County, Pa., in Will Book Volume 21 page 247, have offered to purchase and convey by deed of gift to the City of Pittsburgh for the purposes expressed in said Will the real property in the 10th Ward of the City of Pittsburgh, hereinafter described, for the sole purpose of supplying a playground for children, or a recreation center, to be known as "The Sophia Evert Playgrounds, No. 4", upon the express condition that the City of Pittsburgh shall maintain the same at the expense of said City for said purposes and improve the same with facilities for basketball, volleyball, mushball and small children's playground, such improvement to begin not later than November 1st, 1935, and thereafter prosecuted with due diligence to final completion, and further, that when and if the above mentioned real property is no longer used as a playground or recreation center, the same shall revert to and become a part of the residuary estate of Frederick C. Renziehausen, deceased; and

Whereas, The said Executors and Trustees have expressed their desire that the Council of the City of Pittsburgh take appropriate legal action, expressing the desire to accept the said proposed deed of gift; Now, Therefore, be it

Resolved: That the City of Pittsburgh, by Resolution of Council hereby accepts the offer of the said Executors and Trustees to convey by deed of gift to the City of Pittsburgh, for the purposes as above set forth, the following described property, to-wit:—

All that certain lot or piece of ground situate in the 10th Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, bounded and described as follows, to-wit:—

Beginning at the intersection of the easterly line of Antietam street and the southerly line of President way; thence, extending along the easterly line of Antietam street produced, and coinciding with the westerly line of property now or late of George F. Bergman and the City of Pittsburgh, south 40° 57' 00" west 236.0 feet to the northerly line of property now or late of John Logan; thence, along the northerly line of property now or late of John Logan, north 60° 55' 00" west 266.32 feet to the easterly line of property now or late of R. Weber; thence, along the easterly line of property now or late of R. Weber and of Sterrit-Thomas Foundry Company, north 29° 54' 00" east 325.03 feet to the southerly line of President way; thence, along the southerly line of President way, south 44° 03' 23" east 324.13 feet to the place of beginning.

Passed July 29, 1935.

Approved August 2, 1935.

Resolution Book 8, Page 573.

No. 154

Resolved, That the Director of the Department of Public Works be and he is hereby authorized to grant a leave of absence with full pay for the month of August, 1935, to Miss Helen M. Casey, Stenographer-Clerk, Chief Engineer's Office, Department of Public Works.

Passed August 5, 1935, by a two-thirds vote.

Approved August 8, 1935.

Resolution Book 8, Page 574.

No. 155

Whereas, Robert N. Esterberg of 330 Republic street, 19th Ward, Pittsburgh, had paid his 1932, 1933, 1934 and 1935 City taxes on May 10, 1935, a date after the passage of the Act of Assembly relating to abatement of certain penalty and interest if delinquent taxes are paid under certain terms and conditions; and

Whereas, The City Delinquent Tax Collector did not know what interpretation might be put on said act, and accordingly collected penalty and interest on 1932, 1933 and 1934 taxes; and

Whereas, Robert N. Esterberg has complied with all of the requirements mentioned in said act, having paid all current and delinquent taxes on his property for the years 1932, 1933, 1934 and 1935; and

Whereas, Said Robert N. Esterberg has overpaid for penalty and interest the sum of

\$10.29	on the year 1932
6.57	on the year 1933
3.95	on the year 1934

\$20.81 total on the three years aforesaid; Now, Therefore, be it

Resolved, That the Mayor is hereby authorized and directed to issue and the City Controller to countersign a warrant in the sum of \$20.81 in favor of Robert N. Esterberg for the purpose above outlined and charge the same to Code Account No. 42 Contingent Fund.

Passed August 5, 1935, by a two-thirds vote.

Approved August 8, 1935.

Resolution Book 8, Page 574.

No. 156

Whereas, Wm. O. Bollinger as a fee attorney for the Home Owners Loan

Corporation, paid on May 1, 1935, the date of the passage of the act authorizing certain abatement of interest and penalty, with a check of the Home Owners Loan Corporation all the City taxes on the property of Lawrence and Mary E. Laitta, 19th Ward, Pittsburgh, for the years 1933, 1934 and 1935; and

Whereas, In the payment of such taxes so paid at that time the City Tax Collector charged the penalty and interest on the 1933 City taxes, amounting to \$10.50, and on the 1934 City taxes amounting to \$6.30, or a total overpayment of \$16.80; and

Whereas, At that time the City Collector of Taxes was not aware of the passage of the Act of Assembly abating certain penalty and interest as provided in said Act; and

Whereas, The payor of such taxes has met all the requirements as provided in said Act to be entitled to such abatement of interest and penalty: Now, Therefore, be it

Resolved, That the Mayor is hereby authorized and directed to issue and the City Controller to countersign a warrant in the sum of \$16.80 in favor of the Home Owners Loan Corporation in care of Wm. O. Bollinger, Esq., for the purpose of correcting the error as above outlined, and charge the same to Code Account No. 42, Contingent Fund.

Passed August 5, 1935, by a two-thirds vote.

Approved August 8, 1935.

Resolution Book 8, Page 575.

No. 157

Whereas, John W. Parker and Lorenda Parker, his wife, were the owners of property on Norton way, 19th Ward, situate between Cowan street and Prospect street; and

Whereas, During the tenure of their ownership of this property the City of Pittsburgh improved by grading, paving and curbing Norton way be-

tween Cowan street and Prospect street; and benefit assessments against their property in the sum of \$95.00 were not paid; and as a consequence a lien was filed by the City Solicitor at M.L.D. No. 118, January Term, 1934; and

Whereas, Charles W. Bertges, living at No. 126 Prospect street, 19th Ward, has purchased the property since the lien was filed and is willing to have the claim adjusted; Therefore, be it

Resolved, That the City Solicitor be and he is hereby authorized and directed to accept the sum of \$50.00 from Charles W. Bertges in full settlement of all claims, including interest and lien, for the grading, paving and curbing of Norton way assessed against John W. and Lorenda Parker; and upon payment of the sum of \$50.00 to satisfy of record the lien filed against the aforesaid property, and to charge all costs thereon to the City of Pittsburgh.

Passed August 5, 1935.

Approved August 8, 1935.

Resolution Book 8, Page 575.

No. 158

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers in the Bureau of Water Accounts.

FROM

Account No. 1743 Wages	
Regular Laborers Filtration	
Division	\$ 67.00
Account No. 1744 Wages	
Regular Laborers Filtration	
Division	683.50
Account No. 1747 Wages	
Temporary Laborers Filtration	
Division	6.50
Account No. 1757 Wages	
Regular Laborers Mechanical	
Division	356.00
Account No. 1758 Wages	
Regular Laborers Mechanical	
Division	33.50

Account No. 1762 Wages Temporary Laborers Mechanical Division	5.50
Account No. 1763 Wages Temporary Laborers Mechanical Division	20.50
Account No. 1777 Wages Temporary Employees Distribution Division	527.50
Total	\$1,700.00

TO

Account No. 1780 Wages Temporary Laborers Distribution Division	\$1,500.00
Account No. 1784 Supplies Distribution Division	200.00
Total	\$1,700.00

Passed August 5, 1935.

Approved August 8, 1935.

Resolution Book 8, Page 576.

No. 159

Resolved: That the City Controller be and he is hereby authorized and directed to make the following transfer in the Bureau of Water Accounts.

FROM

Code Account 1790, Meters— Contract No. 4101—2	\$ 250.00
Code Account 1790, Meters— General Fund	1,250.00
Total	\$1,500.00

TO

Code Account 1789—Meter Repair Parts	\$1,500.00
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Passed August 5, 1935.

Approved August 8, 1935.

Resolution Book 8, Page 576.

No. 160

Whereas, It is necessary to have funds for the payment of salaries for three (3) Architectural Draftsmen,

which this department is requesting to be created in the Bureau of Parks, for a period of five (5) months, at a monthly salary of \$200.00 per month each;

Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following amount \$3,000.00 from Contingent Fund Code Account No. 42.

TO CODE ACCOUNT

1798½, Salaries	\$3,000.00
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Passed August 5, 1935.

Approved August 8, 1935.

Resolution Book 8, Page 576.

No. 161

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of James F. Murphy in the sum of \$754.00, for services as Fireman at the Pittsburgh City Home and Hospitals, Mayview, Pa., from November 1, 1934, to February 24, 1935, and charge the same to Code Account No. 1326—Wages, Temporary Employees, Mayview.

Passed July 29, 1935, by a two-thirds vote.

Pittsburgh,
August 12, 1935.

I do hereby certify that the foregoing resolution, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 12th day of August, 1935.

ROBERT CLARK,
Clerk of Council.

Resolution Book 8, Page 577.

No. 162

Whereas, Henry E. Weil was formerly the owner of property in the

32nd Ward of the City of Pittsburgh;
and

Whereas, Delinquent City taxes prior to the year 1935 were paid by Henry E. Weil, together with interest and penalty thereon, on July 13, 1935; and

Whereas, Henry E. Weil was erroneously informed that the 1935 City taxes had not been paid by the present owner; and

Whereas, The 1935 City taxes on said property had been paid in full by the present owner; and

Whereas, Henry E. Weil was therefore entitled to exoneration of penalty and interest on delinquent taxes prior to the year 1935; Now, Therefore, Be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Henry E. Weil in the sum of \$21.65, being in full amount of interest and penalty on delinquent City taxes erroneously paid by him and charge same to Code Account No. 41 Refund of Taxes and Water Rent.

Passed August 12, 1935, by a two-thirds vote.

Approved August 15, 1935.

Resolution Book 8, Page 577.

No. 163

Resolved, That the Director of the Department of Public Safety be and he is hereby authorized to grant a leave of absence, with full pay, for a three-month period beginning August 1, 1935, to Mary A. McGrady, Matron, Bureau of Police, Department of Public Safety.

Passed August 12, 1935, by a two-thirds vote.

Approved August 15, 1935.

Resolution Book 8, Page 578.

No. 164

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1500.00 from Code Account No. 1466, E—Repairs, to Code Account No. 1468, F—Equipment, Bureau of Fire, Department of Public Safety.

Passed August 12, 1935.

Approved August 15, 1935.

Resolution Book 8, Page 578.

No. 165

Resolved: That the City Controller be and he is hereby authorized and directed to make the following transfer in the Bureau of Water Accounts:

FROM

Account 1787—Water Meter

Repairs (Dist. Div.)\$500.00

TO

Account 1783—Miscellaneous

Services (Dist. Div.) 500.00

Passed August 12, 1935.

Approved August 15, 1935.

Resolution Book 8, Page 578.

No. 166

Whereas, The City of Pittsburgh, by deed from S. Belle Ackerman, dated February 13, 1935, and recorded February 21, 1935, in Deed Book, Vol. 2510, Page 172, acquired certain property as an addition to Frick Park, as more particularly described in said deed; and,

Whereas, Said property now belongs to the City of Pittsburgh, and consequently would be in the exempt class; and,

Whereas, Said property for the year 1935 still remains assessed in the name of S. Belle Ackerman; and

Whereas, The second, third and fourth quarters of the City taxes have

not been paid and remain on the assessment books as such; Now, Therefore, Be It

Resolved: That the proper City officers be and they are hereby authorized and directed to exonerate the taxes above named on property formerly owned by S. Belle Ackerman at 2035 Beechwood boulevard, in the Fourteenth ward of the City of Pittsburgh, together with any penalties and interest thereon.

Passed August 12, 1935.

Approved August 15, 1935.

Resolution Book 8, Page 578.

No. 167

Whereas, Silvio Santoni is the owner of property at 1600 Lincoln avenue at corner of Joshua street and Elrod alley, 12th Ward, Pittsburgh; and

Whereas, There are municipal liens against said property for the paving of Joshua street and Elrod alley as entered of record at M.L.D. 445 April Term, 1929, for \$840.00 with interest from September 27, 1928, and at M. L. D. 16 April Term, 1931, for \$228.89 with interest from August 15, 1930; and,

Whereas, Said liens at the present time with interest would total \$1237.75; and

Whereas, There are unpaid taxes against the same property amounting to approximately \$750.00; and

Whereas, There is a first mortgage against the same property totaling approximately \$2200.00 with interest to this time; and

Whereas, Said owner has applied to the HOLC for a mortgage whereby under mutual satisfactory arrangements the holder of the first mortgage will receive \$1040.00, the City of Pittsburgh to receive \$500.00 in full settlement of its municipal liens for paving and all City and school taxes to be paid in full; and

Whereas, It is to the interest of the City to accept the proposal and receive \$500.00 on its municipal liens and all taxes; Now, Therefore, be it

Resolved, That the City Solicitor is hereby authorized and directed to accept \$500.00 in full payment and satisfaction of said two liens above referred to and the City to pay the costs incident to said liens, in full compromise settlement of said liens.

Passed August 12, 1935.

Approved August 15, 1935.

Resolution Book 8, Page 579.

No. 168

Whereas, The City of Pittsburgh has a verdict of \$4800.00 growing out of an action of trespass involving the owners and property at No. 1318 Forbes street, as entered at No. 71, October Term, 1933; and

Whereas, Motions are pending before the Court for judgment N.O.V. and

Whereas, Some of the defendants have other property in Swissvale whereon they desire to obtain a loan or mortgage the same; and

Whereas, The property at No. 1318 Forbes street is ample in value to protect the interest of the City of Pittsburgh in its judgment if and when the same becomes final; and

Whereas, The said George C. Seitz and Lillian M. Seitz, as owners of their residence on Woodstock avenue in the Borough of Swissvale, have requested that the lien of the judgment of the City of Pittsburgh against them at 71 October Term, 1933, be postponed and declared second in lien to a proposed mortgage to be given by the said George C. Seitz and Lillian M. Seitz, his wife, to the First National Bank of Swissvale; Now, Therefore, be it

Resolved, That the City Solicitor is hereby authorized and directed to postpone the lien of the judgment of the City of Pittsburgh against

George C. Seitz, Louise M. Wallace and Margaret Seitz that it has at No. 71 October Term, 1933, in favor of any mortgage to be given by George C. Seitz and Lillian M. Seitz on their property on Woodstock avenue, being lot No. 127 Milligan Manor, Plan Book 17, page 140, Borough of Swissvale, so that the new mortgage to be given by said mortgagors shall be first in lien to the judgment of the City of Pittsburgh.

Passed August 19, 1935.

Approved August 22, 1935.

Resolution Book 8, Page 579.

No. 169

Resolved, that the City Controller shall be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$1,775.25 from and to certain code accounts in the Department of Public Works:

FROM CODE ACCOUNT

1500, Salaries, Regular Employees—Director's Office ...	\$ 600.00
1537, Drillings and Test Pits, General Office, Bureau of Engineering	500.00
1553, General Repaving, Division of Construction, Bureau of Engineering	425.25
1583, Materials, Bridge Repairing, City Force, Division of Maintenance, Bureau of Engineering	250.00

Total \$1,775.25

TO CODE ACCOUNT

1523, Salaries, Regular Employees, Photographic Division	\$ 600.00
1532, Blue Printing, General Office, Bureau of Engineering	500.00
1550, Supplies, Division of Construction, Bureau of Engineering	100.00
1567, Supplies, Division of Bridges and Structures, Bureau of Engineering	150.00

1659, Materials, Asphalt Plant, Bureau of Highways and Sewers	425.25
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Total \$1,775.25

Passed August 19, 1935.

Approved August 22, 1935

Resolution Book 8, Page 580.

No. 170

Resolved, that the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$2,000.00 within the Bureau of Highways and Sewers, D.P.W., as follows:

FROM CODE ACCT. No.

1629, Equipment-Cleaning Highways	\$2,000.00
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TO CODE ACCT. NO.

1515, Materials-Public Works Garage	1,500.00
1516, Repairs, Public Works Garage	500.00
	\$2,000.00

Passed August 19, 1935.

Approved August 22, 1935.

Resolution Book 8, Page 580.

No. 171

Resolved, that the City Controller be and he is hereby authorized and directed to transfer the sum of Forty-Five Hundred (\$4500.00) Dollars from Code Account No. 1443 to Code Account No. 1256—Wages, Regular Employees, Bureau of Sanitation, Department of Public Health.

Passed August 26, 1935.

Approved August 28, 1935.

Resolution Book 8, Page 581.

No. 172

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Two Hundred (\$200.00) Dollars from Code Account 1233—Repairs, Tuberculosis Hospital, to Code Account 1232—Materials, Tuberculosis Hospital, Department of Public Health.

Passed August 26, 1935.

Approved August 28, 1935.

Resolution Book 8, Page 581.

No. 173

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sums of:

\$2,500.00 from Bond Fund 118-2B, Monongahela Plgd.

1,000.00 from Bond Fund 118-2D, Sophia Evert Plgd.

6,500.00 from Bond Fund 118-3, Improvement of Sewers

TO:

Bond Fund 118-7A, For Salaries and Miscellaneous expenses for the making of surveys, of inspection services and for the preparation of plans and estimates of projects;

and to transfer the sums of:

\$ 733.20 from Bond Fund 118-12, "Blockstone or Brick Surfaced Streets."

191.43 from Bond Fund 118-11, "Boardwalks and Steps."

213.04 from Bond Fund 118-2, "Parks and Playgrounds."

913.76 from Bond Fund 118-17, "Improvement of Public Areas."

1,500.00 from Bond Fund 118-15, "Playgrounds."

112.33 from Bond Fund 118-19, "Foley Street Playground."

500.00 from Bond Fund 118-4, "Improvement of Water Lines."

99.60 from Bond Fund 118-6, "Repainting of City Buildings."

TO:

Bond Fund 118-7, For the rental of office and warehouse space, purchase of supplies and materials, purchase or rental of engineering equipment and payment of miscellaneous services for engineering, planning and research projects carried out as Unemployment Projects."

Passed August 26, 1935.

Approved August 28, 1935.

Resolution Book 8, Page 581.

No. 174

Whereas, The South Pittsburgh Water Company has filed with the Public Service Commission of Pennsylvania a change in its rates to become effective September 1, 1935; and

Whereas, It is important that the City file a formal complaint against said change in rates; now, therefore, be it

Resolved, That the City Solicitor be and he is hereby directed to file a complaint before the Public Service Commission of Pennsylvania against the South Pittsburgh Water Company, with respect to the proposed rates.

Passed August 26, 1935.

Approved August 28, 1935.

Resolution Book 8, Page 582.

No. 175

Resolved: That the Mayor is hereby authorized and directed to issue.

and the City Controller to countersign, a warrant in favor of Harry Aheimer, a minor, by his mother and next friend, Alma Aheimer, and Alma Aheimer in her own right, 2711 Cobden St., Pittsburgh, Pa., in the sum of \$150.00 in full settlement of their claims against the City of Pittsburgh for personal injuries sustained by Harry Aheimer on June 15, 1934 on 24th Street steps, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed September 3, 1935.

Approved September 5, 1935.

Resolution Book 8, Page 582.

No. 176

Whereas, Albert D. Barr while employed as a Street Foreman in the Bureau of Highways and Sewers of the Department of Public Works of the City of Pittsburgh was injured July 8, 1933, in the course of his employment, in crossing the street on Warrington Ave. near Craighead St., by an automobile owned and driven by H. Emerson Klinzing, resulting in his death the same day; and,

Whereas, He left to survive him his widow, Mary Barr, with whom the City of Pittsburgh entered into an Agreement for Compensation for Death, to pay her \$10 a week for three hundred (300) weeks beginning July 15, 1933, and ending April 14, 1939, inc., and under which Agreement the sum of \$1100 has been paid to and including August 22, 1935, and the additional sum of \$150.00 toward the funeral expenses, making a total of \$1250; and,

Whereas, Up to and including April 14, 1939, the further sum of \$1900 is payable; and,

Whereas, Suit was brought by Mary Barr against H. Emerson Klinzing at No. 1619 October Term, 1933, in connection with the above accident, and the City of Pittsburgh filed a Petition for Subrogation, and a settlement has since been agreed upon whereby the defendant will pay the total sum of

\$3500 through the State Automobile Insurance Company in full settlement of this claim, providing the City of Pittsburgh will accept \$1750 from said Company to satisfy the City's right to subrogation, and give a release to that effect to H. Emerson Klinzing, Mary Barr and the State Automobile Insurance Company, and agree to continue payments to Mary Barr to the further extent of \$1900 up to and including April 14, 1939; now, therefore, be it

Resolved, That the City Solicitor shall be and he is hereby authorized and directed to accept the sum of \$1750 in full settlement of the City's right to subrogation in the case of Mary Barr vs. H. Emerson Klinzing, at No. 1619 October Term, 1933, growing out of injuries received by Albert D. Barr, husband of plaintiff, July 8, 1933, in the course of his employment as a Street Foreman in the Bureau of Highways and Sewers of the Department of Public Works of the City of Pittsburgh, when he was struck by a machine owned and driven by defendant on Warrington Ave. near Craighead St., resulting in his death the same day, and to satisfy the record at the above number and term in connection with the City's claim; and,

Be It Further Resolved, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to execute and deliver a release in behalf of the City of Pittsburgh to H. Emerson Klinzing, Mary Barr and the State Automobile Insurance Company, in connection with the above accident; and,

Be It Further Resolved, That the Mayor shall be and he is hereby authorized and directed to issue and the City Controller to countersign warrants, upon vouchers approved by the City Solicitor, at the rate of \$10.00 a week for a period of one hundred ninety-one weeks, beginning August 23, 1935, and ending April 14, 1939, in favor of Mary Barr, pursuant to Agreement for Compensation for Death, entered into between the City of Pittsburgh and Mary Barr, by reason of the death of the husband of said Mary Barr, Albert D. Barr, as

the result of injuries sustained in the course of his employment with the City of Pittsburgh, and charge the same to Code Account No. 44-M, Workmen's Compensation Fund.

Passed September 3, 1935.

Approved September 5, 1935.

Resolution Book 8, Page 583.

No. 177

Whereas, Fred Beckett left the service of the City of Pittsburgh as Battalion Chief in the Bureau of Fire in July, 1935 and did not receive the customary two weeks vacation with pay; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Fred Beckett for the sum of \$125.00, being compensation for the customary two weeks vacation which was not received by Mr. Beckett, and charge same to Appropriation No. 1461, Salaries Regular Employees Bureau of Fire.

Passed September 3, 1935, by a two-thirds vote.

Approved September 5, 1935.

Resolution Book 8, Page 584.

No. 178

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Frank I. Gollmar, Sheriff, for the sum of \$162.08, being a refund of money inadvertently paid to the City of Pittsburgh, where credit had already been given for properties bid in at Lev. Fas. D. T. D. Nos. 984 January Term, 1925, 158 January Term, 1926, 17 January Term, 1926, 2915 January Term, 1923, 417 January Term, 1924, and 42 January Term, 1923, and charge the same to Code Account No. 42 Contingent Fund.

Passed September 3, 1935, by a two-thirds vote.

Approved September 5, 1935.

Resolution Book 8, Page 584.

No. 179

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of August Mack Mehaffey, 3454 Boundary street, Pittsburgh, Pa., in the sum of \$800.00 in full settlement of his claim against the City of Pittsburgh for personal injuries sustained March 17, 1935 on Wilmot street steps, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed September 3, 1935, by a two-thirds vote.

Approved September 5, 1935.

Resolution Book 8, Page 585.

No. 180

Whereas, The City of Pittsburgh has brought suit against Freda Pope Hess trading as the "Show Boat" for rent due; and

Whereas, After suit brought, judgment thereon was obtained in the amount of Three Hundred and Seventy-five (\$375.00) Dollars; and

Whereas, Additional rent accumulated to August 31, 1935 amounting to Four Hundred and Seventy-five (\$475.00) Dollars including the said judgment; and

Whereas, The City Solicitor is of the opinion, after investigation, that it would be impossible to collect in full upon an execution; and

Whereas, A compromise offer has been made by the defendant to pay the sum of Two Hundred and Fifty (\$250.00) Dollars in full compromise settlement; Now, Therefore, Be it

Resolved, That the proper City

officers be, and they are hereby authorized and directed to accept Two Hundred and Fifty (\$250.00) Dollars in full compromise settlement of the claim of the City of Pittsburgh against the said Freda Pope Hess trading as the "Show Boat" and to satisfy the judgment which the City of Pittsburgh has against the said Freda Pope Hess.

Passed September 3, 1935.

Approved September 5, 1935.

Resolution Book 8, Page 585.

No. 181

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$5,000.00 from Appropriation 1443, Salaries Regular Employees, Bureau of Police, to Appropriation No. 42 Contingent Fund.

Passed September 9, 1935.

Approved September 13, 1935.

Resolution Book 8, Page 585.

No. 182

Whereas, City Council has provided by Resolution No. 207, approved November 9, 1934, for exoneration of water rent where tenants of the landlord are on relief; and

Whereas, The Allegheny County Emergency Relief Association has duly certified that the tenants of Mrs. Margaret C. McQuillen are on such relief, and that said tenants reside in the property of Mrs. McQuillen situated on Fullerton street and Boone way, Third ward; Now, therefore, be it

Resolved, That the Board of Water Assessors is authorized and directed to levy and assess domestic water rents on the property of Mrs. Margaret C. McQuillen situated on Fullerton street and Boone way, Third ward, for the years 1933 and 1934,

where the families were on relief, at the flat water rates established by said Board for these years.

Passed September 9, 1935.

Approved September 13, 1935.

Resolution Book 8, Page 586.

No. 183

Whereas, The City of Pittsburgh has acquired property through the Fidelity Trust Company, Trustee of the Frederick C. Renziehausen Estate and Henry H. Renziehausen, in the Tenth Ward, Pittsburgh, on Antietam street and President way, deed recorded August 22, 1935; and

Whereas, Said property was assessed in the name of John H. McIlroy for 1935; and

Whereas, City and School taxes have been paid on said property for the First, Second and Third Quarters of 1935; and

Whereas, Said property as such is now in the exempt class by reason of the acquisition thereof for playground purposes; now, therefore, be it

Resolved, That the City of Pittsburgh, through its City Council and its proper City officers, be and they are hereby authorized and directed to exonerate the City taxes for the Fourth Quarter of 1935 on the property formerly owned by John H. McIlroy, Tenth ward, Pittsburgh, as now held by the City of Pittsburgh for playground purposes, together with any and all penalties and interest payable thereon.

Passed September 9, 1935.

Approved September 13, 1935.

Resolution Book 8, Page 586.

No. 184

Whereas, Mr. Bart McDermott, an employee of the Bureau of Parks, was injured while on duty and was confined to the Homeopathic Hospital

from March 22, 1935 to May 5, 1935—a period of forty-four days, and

Whereas, This period of hospitalization is fourteen days longer than allowed by the State Compensation Law, and

Whereas, This excess hospitalization was absolutely necessary in this case, and the employee could not have been discharged within thirty days, and

Whereas, The Homeopathic Hospital is in dire need of reimbursement because of the inability of the employee to pay for this excess hospitalization, now

Therefore, Be it resolved that the Mayor be and he is hereby authorized to issue and the City Controller to countersign a warrant in favor of the Homeopathic Hospital for services rendered to Bart McDermott to the amount of Forty-two (\$42). Said amount to be charged to Code Account No. 44, Workmen's Compensation.

Passed September 9, 1935, by a two-thirds vote.

Approved September 13, 1935

Resolution Book 8, Page 586.

No. 185

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Nathan Perer and Sophia Perer in their own rights and as parents and next friends of Oscar Perer, their minor son, 1330 Western avenue, Pittsburgh, Pa., in the sum of Three hundred and seventy-five (\$375.00) dollars in full settlement of their claims against the City of Pittsburgh for personal injuries sustained by Oscar Perer on June 11, 1935 on steps at corner of Page and Fulton streets, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed September 16, 1935, by a two-thirds vote.

Approved September 20, 1935.

Resolution Book 8, Page 587.

No. 186

Whereas, Warrant No. 33270 dated December 17th, 1934, payable to the order of E. A. Mertz, 427 Milroy avenue, in the amount of \$3.87 and Warrant No. 32185, dated December 6th, 1934, payable to the order of D. S. Kohler, et ux, 5654 Callowhill street in the amount of \$4.80 and Warrant No. 3931, dated February 21st, 1935, to the order of Daniel T. Coffey, 1470 Crafton boulevard, in the amount of \$10.96 and Warrant No. 7603, dated March 23rd, 1935, payable to the order of S & R Grinding Machine Co., 5706 Harvard street, in the amount of \$42.85, have been lost or destroyed, and

Whereas, A period of six months has elapsed and the warrants have not been presented to the City Treasurer for payment, Now, Therefore Be It

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, duplicate warrants as follows—

Warrant 33270—December 17th,
1934, E. A. Mertz\$ 3.87

Warrant 32185—December 6th,
1934, D. I. Kohler et ux 4.80

Warrant 3931—February 21st,
1935, Daniel T. Coffey 10.96

Warrant 7603—March 23rd,
1935, S & R Grinding Machine Co. 42.85

Passed September 16, 1935, by a two-thirds vote.

Approved September 20, 1935.

Resolution Book 8, Page 587.

No. 187

"Whereas, Due to an Act of Assembly passed at the last session of the Legislature, which requires the Board of Assessors of the City of Pittsburgh,

beginning January 1st, 1936, to furnish assessments for the County of Allegheny within the territorial limits of the City of Pittsburgh; and

Whereas, Due to this additional assignment the sum of Three Thousand Five Hundred Dollars (\$3,500.00) will be required,

Now, Therefore, Be It Resolved, That the City Controller be, and he is hereby, authorized and directed to transfer the sum of \$3,500.00 from Code Account No. 1093 (Salaries Regular Employees), as follows,-

Two Thousand Dollars (\$2,000.00) to Code Account No. 1095 (Miscellaneous Services):

One Thousand Five Hundred Dollars (\$1,500.00) to Code Account No. 1096 (Supplies)."

Passed September 16, 1935.

Approved September 20, 1935.

Resolution Book 8, Page 588.

No. 188

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers in the Bureau of Building Inspection, Department of Public Safety, to-wit:-

FROM CODE ACCOUNT	AMOUNT
No. 1481, A-1, Salaries, Regular Employees, Bureau of Building Inspection	\$ 700.00

No. 1451, E--Repairs, Bureau of Police	700.00
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TO CODE ACCOUNT	AMOUNT
No. 1485--M, Demolition of Condemned Buildings, Bureau of Building Inspection	\$1,400.00

Passed September 16, 1935.

Approved September 20, 1935.

Resolution Book 8, Page 588.

No. 189

Resolved, That the City Controller be authorized and directed to transfer the sum of Two Hundred Twenty-five (\$225.00) Dollars from Code Account No. 1116, Equipment, to Code Account No. 1113, Supplies, Department of City Planning.

Passed September 16, 1935.

Approved September 20, 1935.

Resolution Book 8, Page 589.

No. 190

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$9,000.00 from Code Account No. 1443, Salaries Regular Employees, Bureau of Police to Code Account No. 1080, Litigation Against Public Service Companies, Department of Law.

Passed September 16, 1935.

Approved September 20, 1935.

Resolution Book 8, Page 589.

No. 191

Whereas, The City of Pittsburgh, by purchase at tax sale on December 3, 1932, acquired title to two (2) Lots of ground each 25 feet by 80 feet, fronting on Tunnel street, Second ward, Pittsburgh, Pa., known as Nos. 37 and 39 Tunnel street; and,

Whereas, Said Lots Nos. 37 and 39 Tunnel street are not now in use for City purposes; and,

Whereas, The Bigelow Service Station is desirous of leasing said Lots Nos. 37 and 39 Tunnel street for a Parking Lot, and have offered to pay as rental therefor the sum of Forty Dollars (\$40.00) per month; Now, Therefore, Be It

Resolved: That the Director of the Department of Public Works be and he is hereby authorized and directed

to execute a lease on behalf of the City of Pittsburgh to the Bigelow Service Station for Lots Nos. 37 and 39 Tunnel street at a monthly rental of Forty Dollars (\$40.00), said lease to contain a thirty (30) day cancellation clause; the form of said lease to be approved by the City Solicitor.

Passed September 16, 1935.

Approved September 20, 1935.

Resolution Book 8, Page 589.

No. 192

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Martha H. Kinley and Walter M. Kinley, her husband, 6523 Rosemoor St., Pittsburgh, Pa., in the sum 125.75 in full settlement of their claim against the City of Pittsburgh for personal injuries and damage to automobile sustained August 19, 1935 when struck by city Ford truck on Shady avenue at Bartlett street, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed September 25, 1935 by a two-thirds vote.

Approved September 26, 1935.

Resolution Book 8, Page 589.

No. 193

Whereas, Invoices have been approved by the Department of Public Works, requesting payment to Edward Murphy, 3615 California avenue, for plumbing work done during the year 1934 upon property owned by the City of Pittsburgh, as follows:

Forbes and Brady streets	\$ 38.93
Fifth and Liberty avenues	67.78
Brushton and Tloga avenues ..	89.00

Total \$195.71

Therefore, Be It Resolved, That the Mayor be and he is hereby authorized

and directed to issue, and the City Controller to countersign, a warrant in favor of Edward Murphy in the sum of One Hundred Ninety Five and 71/100 Dollars (\$195.71), and charge to Code Account No. 1721.

Passed September 23, 1935, by a two-thirds vote.

Approved September 26, 1935.

Resolution Book 8, Page 590.

No. 194

Whereas, Resolution No. 149, approved July 31st, 1935, authorized the Mayor to issue and the City Controller to countersign warrants in a sum not to exceed \$5000.00 for a municipal celebration known as a Jubilee and Exposition under a committee, of which Thomas A. Dunn, is the Chairman, and

Whereas, The said Chairman, by a communication addressed to the President and Members of Council, has informed Council the funds provided by the above referred to resolution will not be required. Now, Therefore, Be It

Resolved: That Resolution No. 149, which was approved July 31st, 1935, and authorized the Mayor to issue and the City Controller to countersign warrants in the sum of Five Thousand and 00/100 (\$5000.00) Dollars and charge same to Code Account No. 42, Contingent Fund, to provide funds for a municipal celebration known as a Jubilee and Exposition, be and the same is hereby repealed.

Passed September 23, 1935, by a two-thirds vote.

Approved September 26, 1935.

Resolution Book 8, Page 590.

No. 195

Whereas, There are no available funds in Contract No. 2993, Code Account No. 1693, Supplies, North Side

Market, to meet the electric current bills at the North Side Market for the balance of the year 1935, Now therefore be it

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers of \$5,000.00 for payment of electric current bills at the North Side Market for balance of the year 1935:

FROM

Code Account No. 1697, Special Equipment, North Side Market\$2,000.00

Code Account No. 1709, Special Repairs, South Side Market 3,000.00

TO

Contract No. 2993, Code Account No. 1693, electric current, North Side Market ..\$5,000.00

Passed September 23, 1935.

Approved September 26, 1935.

Resolution Book 8, Page 591.

No. 196

Resolved: That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,800.00 from Code Account No. 1623, Wages, Cleaning Highways, July, Aug. Sept., to Code Account No. 1638, Wages, Cleaning and Repairing Sewers and Sewer Drops, July, August, Sept., Bureau of Highways and Sewers, D.P.W.

Passed September 23, 1935.

Approved September 26, 1935.

Resolution Book 8, Page 591.

No. 197

Whereas, The funds in Code Account No. 1943, Miscellaneous, Bureau of Tests, are not sufficient to meet the expenses for the balance of the year; and

Whereas, There is a balance remain-

ing in Code Account No. 1946, Repairs, Bureau of Tests, sufficient to cover said estimated deficit; Now, therefore, be it

Resolved, That the City Controller be and is hereby authorized and directed to transfer the sum of Two Hundred Dollars (\$200.00) from Code Account No. 1946, Repairs, to Code Account No. 1943, Miscellaneous Services, Bureau of Tests.

Passed September 23, 1935.

Approved September 26, 1935.

Resolution Book 8, Page 591.

No. 198

Whereas, There are no funds available in Code Account No. 1694, Materials, North Side Market, to purchase Materials to repair boilers, Now therefore be it

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfer of Two Hundred (\$200.00) Dollars for the payment of Materials at the North Side Market.

FROM

Code Account No. 1697, Special Equipment, North Side Market\$200.00

TO

Code Account No. 1694, Materials, North Side Market ..\$200.00

Passed September 23, 1935.

Approved September 26, 1935.

Resolution Book 8, Page 592.

No. 199

Resolved, That the City Controller shall be and he is hereby authorized to make the following transfer in the Bureau of Traffic Planning, Department of Public Safety:

FROM CODE ACCOUNT

1490, Item B, Misc. Services.

TO CODE ACCOUNT AMOUNT
1496, Item F, Equipment.....\$1,000.00

Passed September 23, 1935.

Approved September 26, 1935.

Resolution Book 8, Page 592.

No. 200

Whereas, Accrued taxes and water rent on the property of Giovanni Capezzuto et ux, 210 Omega street, 12th Ward, for the years 1931 to 1935, inclusive amount to \$394.87, and penalty, interest and costs on the same to date amount to \$69.40 additional, a total of \$464.27, and

Whereas, The owner of the property wishes to make an offer of approximately 50% of the amount due, in order he may satisfy these delinquent taxes and water rents and that the building may be put in proper shape, Therefore be it

Resolved, That the Collector of the Department of Delinquent Taxes be and he is hereby authorized to accept the sum of \$230.00 from Giovanni Capezzuto in full settlement of taxes and water rents on his property at 210 Omega street, 12th Ward, for the years 1931 to 1935, inclusive, including penalty, interest, advertising and costs, and that upon payment of the said amount to the Delinquent Tax Collector he shall be authorized to satisfy all the taxes and water rents on this property for the said years, including lien for the 1931 taxes and water rents at No. 3847 October Term 1934.

Passed September 23, 1935.

Approved September 26, 1935.

Resolution Book 8, Page 592.

No. 201

Whereas, The Union Trust Company of Pittsburgh is the registered owner of Lot No. 9 at the southwest corner

of Winterburn street and Connor street, in the Fifteenth ward of the City of Pittsburgh, acquired by it at Sheriff's sale by deed recorded in Deed Book, Volume 2424, Page 638; and

Whereas, The City has filed a lien at M. L. D. No. 39 April Term, 1935, for \$500.00, benefits assessed against said lot known as V-12 in connection with the Change of Grade, Grading to a width of 40 feet, Paving and Curbing of Connor street, from Winterburn street to Lydia street, Fifteenth ward, at No. 3854 April Term, 1934; and

Whereas, The said The Union Trust Company of Pittsburgh has offered to convey said lot to the City of Pittsburgh in full payment and satisfaction of said lien; now therefore, be it

Resolved, That the City of Pittsburgh accept a deed from The Union Trust Company of Pittsburgh for Lot No. 9 at the southwest corner of Winterburn street and Connor street, Fifteenth Ward, Pittsburgh, in full payment and satisfaction of the lien filed at M. L. D. No. 39 Term, 1935, for \$500.00, benefits assessed against said lot known as V-12 in connection with the change of Grade, Grading to a width of 40 feet, Paving and Curbing of Connor Street, from Winterburn street to Lydia street, Fifteenth ward, at No 3854 April Term, 1934; and that the City Solicitor satisfy said lien of record and charge the costs thereof to the City of Pittsburgh.

Passed September 23, 1935.

Approved September 26, 1935.

Resolution Book 8, Page 593.

No. 202

Resolved, That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Lester Betsill, 7503 Tioga street, Pittsburgh, Pa., in the sum of \$150.00 in full settlement of his claim against the City of Pittsburgh for personal injuries sustained July 10, 1935, at Genesta and Kansas

streets, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed September 30, 1935, by a two-thirds vote.

Approved October 5, 1935.

Resolution Book 8, Page 593.

No. 203

Whereas, It is necessary to replenish certain Code Accounts of the Bureau of Parks in order to meet expenses for the remainder of the year 1935, and

Whereas, Funds are available in certain other Code Accounts of the same Bureau, now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer funds within the Code Accounts of the Bureau of Parks as follows:—

FROM

Code Account 1839—Painting
Materials\$ 890.00

TO

Code Account 1804—Salaries Regular,
Schenley Park.

FROM

Code Account 1859—Salaries
Regular, Zoo\$ 49.19

Code Account 1839 — Wages
Temp. Small Parks..... 2,000.00

Code Account 1831 — Wages
Temp. N. S. Conservatory... 1,000.00

TO

Code Account 1806 — Wages Temp.
Schenley Park.

FROM

Code Account 1800—Supplies..\$1,136.48

TO

Code Account 1821—Salaries Reg. Con-

servatory.

FROM

Code Account 1800—Supplies..\$5,017.45

TO

Code Account 1823—Wages Temp. Con-

servatory.

FROM

Code Account 1846 — Salaries
Reg. Highland\$337.49

TO

Code Account 1823—Wages Temp. Con-

servatory.

FROM

Code Account 1869 — Wages.
Temp. Riverview\$1,338.28

Code Account 1878 — Salaries
Reg. West Park..... 1,591.00

Code Account 1886 — Snyder
Square 500.00

Code Account 1888 — Painting
Wages, Temporary 1,211.60

Code Account 1889 — Painting
Materials 124.85

TO

Code Account 1848—Wages Temporary,
Highland.

Passed September 30, 1935.

Approved October 5, 1935.

Resolution Book 8, Page 594.

No. 204

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Wm. R. Alexander, Jr., in the sum of \$100.00, for total destruction of a Dodge automobile which was caused by fire apparatus of the City of Pittsburgh on May 7th, 1932, on Virginia avenue between Bertha and Kearsage streets, and charge same to Code Account No. 42, Contingent Fund.

Passed October 7, 1935.

Approved October 9, 1935.

Resolution Book 8, Page 594.

No. 205

Resolved, That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Ralph L. Brindle and George C. Meyer, R. F. D. No. 4,

Latrobe, Pa., in the sum of \$125.00 in full settlement of their claims against the City of Pittsburgh for damages to truck sustained June 8, 1935, in collision with city truck at Manhattan street and Western avenue, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed October 7, 1935, by a two-thirds vote.

Approved October 9, 1935.

Resolution Book 8, Page 595.

No. 206

Resolved, That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Edward C. Riemenschneider and Stella Riemenschneider, his wife, 215 Liberty Street, Franklin, Pa., in the sum of \$450.00 in full settlement of their claims against the City of Pittsburgh for personal injuries sustained April 21, 1935, and damages incurred to their automobile at the intersection of Lappe lane and Leister street, Pittsburgh, Pa., and charge same to Code Account No. 42, Contingent Fund.

Passed October 7, 1935, by a two-thirds vote.

Approved October 9, 1935.

Resolution Book 8, Page 595.

No. 207

Whereas, During the period from August 29, 1934, to December 31, 1934, Snyder & Swanson, Inc. delivered coal to the Highland Park Zoo, under Contract No. 9545, File No. 457, Department of Public Works, Bureau of Parks; and,

Whereas, There is still due, owing and unpaid to Snyder & Swanson, Inc. for this coal, at the contract price, the sum of Four Hundred Eighty-four and 50/100 Dollars (\$484.50); Therefore, Be It

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the said City Controller to countersign a warrant in favor of Snyder & Swanson, Inc., in the sum of Four Hundred Eighty-four and 50/100 Dollars (\$484.50), and charge the same to Code Account No. 42, Contingent Fund.

Passed October 7, 1935, by a two-thirds vote.

Approved October 9, 1935.

Resolution Book 8, Page 595.

No. 208

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$15,000.00 from the proceeds of General Public Improvement Bonds 1931, Bond Fund 105-K, Acquisition of property, improvement and equipment of playground in 2300 block Fifth avenue, to Bond Fund 105-F, Improvement, extension and replacement, distribution pipe line system.

Passed October 7, 1935.

Approved October 9, 1935.

Resolution Book 8, Page 596.

No. 209

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,300.00 from Code Account No. 1443, Salaries Regular Employees, Bureau of Police, as follows:—

To Code Account No. 1646, Wages
Temporary Employees—October
to December Boardwalks and
Steps\$650.00

To Code Account No. 1647, Ma-
terials, Boardwalks and Steps \$650.00

for the purpose of providing funds for the construction of steps from 1601 East street to Howard street and thence to Compromise street, in replacement of steps formerly at this

location, and the Director of the Department of Public Works is hereby authorized and directed to proceed with the construction of said steps.

Passed October 7, 1935.

Approved October 9, 1935.

Resolution Book 8, Page 596.

No. 210

Resolved, That the City Controller be and he is hereby authorized and directed to transfer \$3,000.00 from Code Account No. 1443; Salaries Regular Employees, Bureau of Police, to Code Account No. 1101-1, Salaries for 1934, Civil Service Commission.

Passed October 7, 1935.

Approved October 9, 1935.

Resolution Book 8, Page 596.

No. 211

Resolved, That the City Controller shall be and he is hereby authorized to make the following transfer in the Bureau of Traffic Planning, Department of Public Safety:

FROM CODE ACCOUNT

1490 (b) Miscellaneous Services.

TO CODE ACCOUNT

1494 (d) Materials.....\$500.00

Passed October 7, 1935.

Approved October 9, 1935.

Resolution Book 8, Page 597.

No. 212

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers in the Bureau of Water Accounts:

FROM

Code Account No. 1769—Gas

(Contract No. 2998, Herron

Hill)\$ 3,500.00

Code Account No. 1770—Electric Current (Contract No. 3022, Howard St. Pumping Station) 1,500.00

(Contract No. 5310, Saline Pumping Station) 1,500.00

Code Account No. 1777—Wages Temporary Employees 2,000.00

Code Account No. 1787—Water Meter Repairs 5,500.00

\$14,000.00

TO

Code Account No. 1755—Salaries Regular Employees..... 965.00

Code Account No. 1756—Wages Regular Employees.. 5,535.00

Code Account No. 1776—Wages Regular 300.00

Code Account No. 1781—Wages Temporary Laborers 2,100.00

Code Account No. 1784—Supplies 400.00

Code Account No. 1785—Materials 2,500.00

Code Account No. 1789—Meter Repair Parts 2,200.00

\$14,000.00

Passed October 7, 1935.

Approved October 9, 1935.

Resolution Book 8, Page 597.

No. 213

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$5,000.00, within the Bureau of Highways & Sewers, Division of Garage and Repair Shop and Bureau of Light, D. P. W.:

FROM

Code Account 1652—Salaries, Division of Public Utilities..\$ 600.00

Code Account 1655—Salaries Asphalt Plant 2,000.00

Code Account 1660—Repairs Asphalt Plant 400.00

Code Account 1793 — Misc.
Services, Bureau of Light... 1,800.00

\$5,000.00

TO

Code Account 1515—Materials,
Division of Garage and Re-
pair Shop \$1,800.00

Code Account 1516—Repairs,
Division of Garage and Re-
pair Shop 125.00

Code Account 1616—Materials,
Stables and Yards..... 75.00

Code Account 1635—Materials,
Repairing Highways 400.00

Code Account 1659—Materials,
Asphalt Plant 2,600.00

\$5,000.00

Passed October 7, 1935.

Approved October 9, 1935.

Resolution Book 8, Page 597.

No. 214

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Jerry Martin, in the sum of \$37.50, taken from him by the Bureau of Police in a raid, and charge same to Code Account No. 42, Contingent Fund.

Passed October 14, 1935.

Approved October 18, 1935.

Resolution Book 8, Page 598.

No. 215

Resolved, That the City Controller be, and he is hereby authorized and directed to transfer the following sums, amounting in the aggregate to \$11,700.00, from and to certain code accounts in the Bureau of Engineering, Department of Public Works:

FROM CODE ACCOUNT

No. 1537—Drilling and Test
Pits, General Offices.....\$ 800.00

No. 1548-1 — Sewer Repair
Schedule 5,900.00

No. 1565—Salaries, Regular
Employees, Division of
Bridges and Structures.... 1,000.00

No. 1570—Repair Schedule, Di-
vision of Bridges and Struc-
tures 1,000.00

No. 1577—Materials, Bridge
Repairs, City Force..... 2,000.00

No. 1583 — Materials, Bridge
Repainting, City Force.... 1,000.00

Total \$11,700.00

TO CODE ACCOUNT

No. 1583 — Salaries, Regular
Employees, Division of Sur-
veys\$ 3,700.00

No. 1543 — Salaries, Regular
Employees, Division of De-
sign 2,500.00

No. 1548 — Salaries, Regular
Employees, Division of Con-
struction 5,500.00

Total \$11,700.00

Passed October 14, 1935.

Approved October 18, 1935.

Resolution Book 8, Page 598.

No. 216

Whereas, It is necessary to replenish several code accounts in the Bureau of Recreation to meet the requirements for the balance of the year of 1935: Now, Therefore, Be It

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Three Thousand Five Hundred Twenty-one Dollars and Eighty-seven Cents (\$3,521.87) from various code accounts in the Bureau of Recreation, Department of Public Works, to other code accounts in the same Bureau, as follows:—

FROM CODE ACCOUNT NO.

1908 Sal. Reg. Emp.—Women
& Children\$ 411.20

1909 Wages Temp. Emp.— Women & Children.....	369.80
1914 Sal. Reg. Emp.—Men and Boys	716.02
1915 Wages Temp. Emp.—Men and Boys	594.00
1917 Supplies (Toys, Games, Ath.) Men and Boys.....	825.00
1920 Wages Temp. Emp.—Sum- mer Swim. Pools.....	448.00
1922 Wages Temp. Emp.— North Side Ath. Field.....	29.60
1929 Wages Temp. Emp.—Sue Murray Sw. Pl. & B. House..	40.40
1936 Wages Temp. Emp.— Carnegie Lake Swim. Pool..	87.85
Total	\$3,521.87

TO CODE ACCOUNT NO.

1901 Wages Temp. Emp.— Grounds & Buildings.....	\$2,509.63
1911 Supplies — Women and Children	1,012.24
Total	\$3,521.87

Passed October 14, 1935.

Approved October 18, 1935.

Resolution Book 8, Page 599.

No. 217

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers in the Bureau of Water Accounts.

FROM

Account No. 1777—Wages Temporary Employees \$2,700.00

TO

Account No. 1781 — Temporary Laborers—Oct. to Dec. 1935 \$1,500.00

Account No. 1783 — Miscellaneous Services 500.00

Account No. 1784—Supplies 100.00

Account No. 1785—Materials 500.00

Account No. 1786—Repairs 100.00

\$2,700.00

Passed October 14, 1935.

Approved October 18, 1935.

Resolution Book 8, Page 599.

No. 218

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$600.00 from Code Account No. 1443, Salaries Regular Employees, Bureau of Police, as follows:—

To Code Account No.

1646 Wages Temporary Employees—October to December Boardwalks and Steps..... \$300.00

To Code Account No.

1647 Materials, Boardwalks and Steps \$300.00

for the purpose of providing funds for the construction of steps on Irwin avenue, from Tobin street to a point near Reedsdale street, and the Director of the Department of Public Works is hereby authorized and directed to proceed with the construction of said steps.

Passed October 14, 1935.

Approved October 18, 1935.

Resolution Book 8, Page 600.

No. 219

Whereas, the Brashear Association, Inc., of the City of Pittsburgh, has requested the use of the second floor of the South Side Market House from the first week of October 1935 to the last week of April 1936, for non-commercial recreational purposes, such as athletics and occasional community festivals. Therefore, be it

Resolved, That the Director of the Department of Public Works is hereby authorized and empowered to grant to the Brashear Association, Inc., the use of the second floor of said market house for legal and proper non-commercial recreational purposes from

the first week of October, 1935 to the last week of April 1936, inclusive;

Provided, however, that the said Brashear Association, shall pay the cost of supervision and janitorial work involved in the use of the second floor of the market house, and that the City of Pittsburgh is released from any and all damage whatsoever nature, immediate, or consequential, resulting from the use of the said second floor; and that the said Brashear Association is to provide a public liability insurance policy; said company to be approved by the City Controller, and the amount of the policy to be not less than Ten thousand (\$10,000.00) dollars.

Provided Further, that the permission to use the second floor of the market house may be cancelled on written notice at any time from the Bureau of City Property of the Department of Public Works.

Passed October 14, 1935.

Approved October 18, 1935.

Resolution Book 8, Page 600.

No. 220

Whereas, The Department of Public Works has just completed a survey of all wooden steps throughout the City to determine those most important that require immediate attention, and

Whereas, a number of them were found to be in such a hazardous condition as to be unfit for use, and

Whereas, They should be reconstructed and repaired at once,

Now Therefore,

Be It Resolved: That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$13,750.00, Within the Bureau of Highways & Sewers, Bureau of Light, and Director's Office, Department of Public Works:

From Code Acct.

1500 Salaries, Director's Office, D.P.W.	\$ 1,500.00
1793 Miscellaneous Services Bureau of Light	12,250.00
	<u>\$13,750.00</u>

To Code Acct.

1646 Wages, Boardwalks & Steps, Bu. of H. & S.	\$ 6,875.00
1647, Materials, Boardwalks & Steps, Bu. of H. & S.	6,875.00
	<u>\$13,750.00</u>

Passed October 21, 1935.

Approved October 23, 1935.

Resolution Book 8, Page 601.

No. 221

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers in the Bureau of Water Accounts:

From Code Account No.

1750 Soda Ash & Chlorine Filtration Div.	\$2,500.00
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To Code Account No.

1761 Wages Temporary Employees Mechanical Div.	\$1,500.00
1771 Supplies Mechanical Div.	100.00
1772 Materials Mechanical Div.	900.00

TOTAL \$2,500.00

Passed October 21, 1935.

Approved October 23, 1935.

Resolution Book 8, Page 601.

No. 222

Whereas, The Bureau of Tests Laboratory must change its electrical wiring system due to the Herron Hill Pumping Station being electrified, and has no funds in an appropriate Code Account for this purpose; and,

Whereas, There is a balance remaining in Code Account No. 1944 Supplies, and Code Account No. 1947, Equipment

and Machinery sufficient to cover the estimated cost:

Now, therefore, be it

Resolved, That the City Controller be and is hereby authorized and directed to transfer the sum of Three Hundred Dollars (\$300.00), Two Hundred Dollars (\$200.00) from Code Account 1944, Supplies, and One Hundred Dollars (\$100.00) from Code Account 1947, Equipment and Machinery to Code Account 1948, Structural and Non-Structural Improvements, Bureau of Tests.

Passed October 21, 1935.

Approved October 23, 1935.

Resolution Book 8, Page 601.

No. 223

Whereas, there are no funds available for advertising of contract work and

Whereas, it is necessary to secure additional funds for contract advertising for the balance of the fiscal year. Now, therefore, be it

Resolved that the City Controller be and he is hereby authorized and directed to transfer the sum of \$400.00 from Code Account No. 1506, Salaries, Chief Engineer's Office to Code Account No. 1519, Miscellaneous Services, Division of Accounting, and the sum of Five Hundred (\$500.00) Dollars from Code Account No. 42, Contingent Fund, to Code Account No. 1009, Taxicab Fund.

Passed October 21, 1935.

Approved October 23, 1935.

Resolution Book 8, Page 602.

No. 224

Whereas, John Marloff is the owner of certain land in the 32nd Ward of the City of Pittsburgh, fronting on Whited street and Milan avenue,

which for some years and is now being used by the City of Pittsburgh as a playground; and

Whereas, As a rental thereof the City has agreed to exonerate said land from City Taxes; Now, therefore, be it

Resolved, That the Department of Assessors be and it is hereby directed to exonerate the City taxes for the year 1936 assessed against the said tract of land owned by said John Marloff consisting of seven acres in the 32nd Ward of the City of Pittsburgh, fronting on Whited street and Milan avenue, said land having been used for some years back as a playground and is now being used and occupied by the City as a playground.

Passed October 21, 1935.

Approved October 23, 1935.

Resolution Book 8, Page 602.

No. 225

Whereas, The Elk Tannery at Wilcox, the Elk Tannery at Ridgway, the St. Mary's Tannery at St. Mary's, the New York and Pennsylvania Paper Mills at Johnsonburg, the Clawson Chemical Plant at Halton, and others, are known to discharge offensive and deleterious trade wastes into the Clarion river, or its tributaries; and

Whereas, The discharges from numerous abandoned coal mines pass into the Allegheny river, various tributaries of the Clarion river (notably Elk Creek and Toby Creek) and into other tributaries of the Allegheny river; and,

Whereas, These waters, separately or in combination, convey to the streams offensive tastes, odors and discolorations which are indirectly prejudicial to public health, and which pollute the Allegheny river with damage to the City of Pittsburgh and its residents, amounting to at lease \$500,000.00 per year for neutralizing acids, softening water, and for additional soap required by reason of the hardness caused by the aforementioned trade wastes and mine drainage; and

Whereas, This condition affects also Kittanning, Ford City, Freeport, Tarentum, New Kensington, Oakmont, Verona, Wilkinsburg, Aspinwall, Sharpsburg, Etna, and other communities on the Allegheny river, or its tributaries, as is evidenced by frequent complaints; and

Whereas, There is no economical method of water purification which will completely remove such offensive tastes, odors and discoloration, particularly after these conditions have been intensified by long retention and concentration in the storage reservoir now existent on the Clarion river; Therefore, Be It

Resolved, That the Mayor and Council of the City of Pittsburgh be, and they are hereby, authorized and directed to urge the Attorney General of the State of Pennsylvania, the Pennsylvania Department of Health, and/or the State Sanitary Water Board, to take such steps as are necessary to provide prompt, reasonable and continuous relief to those communities lying along the Allegheny river and its tributaries.

Passed October 21, 1935.

Approved October 23, 1935.

Resolution Book 8, Page 603.

No. 226

Whereas, The City Solicitor procured the services of John H. Smith, Engineer, under and pursuant to an Ordinance of the City of Pittsburgh approved November 17, 1934, and recorded in Ordinance Book Vol. 48, Page 212, and the work was proceeded with under the direction, supervision and with the approval of the City Solicitor for the benefit of the City of Pittsburgh, which benefit has been received by it; now, therefore, be it

Resolved, That the Mayor shall be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of John H. Smith, Engineer, in the sum of \$1560. for services rendered by him

up to August 1, 1935, pursuant to an Ordinance of the City of Pittsburgh approved November 17, 1934, and charge the same to Code Account No. 1080.

Passed October 21, 1935, by a two-thirds vote.

Approved October 23, 1935.

Resolution Book 8, Page 603.

No. 227

Resolved, That the City Solicitor shall be and he is hereby authorized and directed to file a complaint with the Public Service Commission of the Commonwealth of Pennsylvania against the Pittsburgh Motor Coach Co., which is operating buses within the City of Pittsburgh under Certificates of Public Convenience issued by said Commission, at the rate or fare of \$.25 per person per trip, which is deemed excessive, unjust and unreasonable; and,

Be It Further Resolved, That the City Solicitor shall be and he is hereby authorized and directed to employ expert engineers, certified public accountants and such other assistance as he deems necessary to accumulate evidence for and to testify in connection with the prosecution of said complaint, upon such terms and conditions, and to incur such expenses, as in his opinion are reasonable and proper, the entire cost of such employment and expenses, however, not to exceed the sum of \$3,500; and,

Be It Further Resolved, That the sum of \$3,500 shall be and is hereby appropriated for the above expenses, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant or warrants in favor of the payees named in invoices duly certified and approved by the City Solicitor, and charge the same to Code Account No. 1080.

Passed October 28, 1935, by a two-thirds vote.

Approved October 31, 1935.

Resolution Book 8, Page 604.

No. 228

Resolved, That the City Controller be and he is hereby authorized and directed to set aside the sum of One Hundred Dollars (\$100.00) from Code Account No. 42, Contingent Fund, for the purpose of paying for fuel to be used by the flyers coming to this City to participate in the events to be held at the City-County Airport on October 19th and 20th, 1935, under the auspices of the Committee of the Air Progress Exhibition; and that the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants not to exceed the said sum of \$100.00, on vouchers properly sworn to by Dallas B. Sherman, Secretary of the Aero Club of Pittsburgh, and approved by the Committee on Finance.

Passed October 28, 1935, by a two-thirds vote.

Approved October 31, 1935.

Resolution Book 8, Page 604.

No. 229

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers:—

FROM CODE ACCOUNT NO.	
1443 Salaries Regular Employees Bureau of Police	\$7,000.00
TO CODE ACCOUNT NOS.	
1080 Litigation against Public Service Companies, Department of Law	\$3,500.00
1496 Equipment, Bureau of Traffic Planning	2,500.00
1633 Wages October to December, Repairing Highways	750.00
1635 Materials, Repairing Highways	250.00

The transfers to Code Accounts No. 1633 and No. 1635 are to provide for the cost of an entrance for vehicular traffic on Wellington street at Eleanor street, and the Director of the Department of Public Works is hereby

authorized and directed to proceed with said improvement.

Passed October 28, 1935.

Approved October 31, 1935.

Resolution Book 8, Page 605.

No. 230

Resolved: That the City Controller be and he is hereby authorized and directed to transfer the sum of Twenty-seven Hundred and 00/100 (\$2700.00) Dollars from Code Account No. 1069, Miscellaneous Services, Collector of Delinquent Taxes as follows—

\$2500.00 to Code Account No. 1068, Salaries, Temporary Employees—
\$200.00 to Code Account No. 1071, Supplies.

Passed October 28, 1935.

Approved October 31, 1935.

Resolution Book 8, Page 605.

No. 231

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$500.00 from Code Account No. 1021—Mayor's Contingent Fund to Code Account No. 1030—Supplies, Traffic Court.

Passed October 28, 1935.

Approved October 31, 1935.

Resolution Book 8, Page 605.

No. 232

Whereas, Contract Ordinance No. 191, approved July 9th, for alterations and additions to the Children's Pavilion at the Tuberculosis Hospital reads for a sum not to exceed \$8,000.00; and

Whereas, After advertising, we find the sum insufficient; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and di-

rected to transfer the sum of Fifteen Hundred (\$1500.00) Dollars from Code Account 1228, Salaries, Tuberculosis Hospital, to Code Account 1233—Repairs, Tuberculosis Hospital, additional to the present set-up of \$8,000.00, for the purpose of meeting bids after re-advertising proposals for the work.

Passed October 28, 1935.

Approved October 31, 1935.

Resolution Book 8, Page 606.

No. 233

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers in the Bureau of Water Accounts.

FROM ACCOUNT NO.

1750 Soda Ash & Chlorine \$1600.00

To Code Account Nos.

1781 Temporary Laborers (Oct. to Dec. 1935)	700.00
1783 Miscellaneous Services	500.00
1784 Supplies	200.00
1785 Materials	200.00
	<u>\$1600.00</u>

Passed October 28, 1935.

Approved October 31, 1935.

Resolution Book 8, Page 606.

No. 234

Whereas, The Wage and Material accounts in the Department of Public Welfare, City Home and Hospitals, Mayview, Pennsylvania, are not sufficient for the balance of the year; and,

Whereas, It will be necessary to have the following sums transferred to maintain the Department for the balance of the year; Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sums, to-wit:—

From Code Account

1303 Supplies — General Office	\$ 500.00
1307 Supplies — District Physicians	5,000.00
1325 Salaries — Regular Employees — City Home — and Hospitals—Mayview	3,000.00
1336 Metal Shelving — City Home and Hospitals — Mayview	535.00
	<u>\$9,035.00</u>

To Code Accounts

1325 Wages — Regular Employees — City Home — and Hospitals—Mayview	\$2,935.00
1333 Materials — City Home and Hospitals—Mayview	6,100.00
	<u>\$9,035.00</u>

Passed November 4, 1935.

Approved November 7, 1935.

Resolution Book 8, Page 606.

No. 235

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$2,977.16, within the Bureau of Highways and Sewers, D.P.W.

From Code Account Nos.

1655 Salaries, Asphalt Plant	\$ 750.00
1660 Repairs, Asphalt Plant	250.00
1661 Equipment, Asphalt Plant	500.00
1613 Wages, Stables & Yard	500.00
1623 Wages, Cleaning Highways	581.29
1632 Wages, Repairing Highways	208.12
1638 Wages, Cleaning and Repairing Sewers & Sewer Drops	107.85
1645 Wages, Boardwalks & Steps	79.90
	<u>\$2,977.16</u>

To Code Account No.

1659 Materials, Asphalt Plant	\$2,977.16
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Passed November 4, 1935.

Approved November 7, 1935.

Resolution Book 8, Page 607.

No. 236

Resolved:—That the City Controller shall be and he is hereby authorized and directed to make the following transfers in the Department of Public Safety:

From Code Account 1414 Item C, Supplies, Division of Garage & Repair Shop,

To Code Account 1412, A-3, Wages, Regular Employees, Division Garage & Repair Shop, \$2,000.00

From Code Account 1443, A-1, Salaries, Regular Employees, Bureau of Police,

To Code Account 1415, D—Materials Division of Garage and Repair Shop, 1,500.00

Passed November 4, 1935.

Approved November 7, 1935.

Resolution Book 8, Page 607

No. 237

Resolved, that the City Controller be and he is hereby authorized and directed to transfer the sum of \$2,000.00 from Code Account No. 1443, Salaries Regular Employees, Bureau of Police, to Code Account No. 1081, Petty Claims, Department of Law.

Passed November 4, 1935.

Approved November 7, 1935.

Resolution Book 8, Page 608.

No. 238

Whereas, Oak road was graded, paved and curbed from Saw Mill Run boulevard to Walnut street, Viewers were appointed at No. 705 July Term, 1930, and assessments made against abutting properties; and

Whereas, Percy C. Smith was assessed \$2,400.00 for this improvement, an appeal was taken at No. 3661 October Term 1930, and on December 9, 1932, a verdict was rendered in favor of the

City of Pittsburgh in the sum of \$1,800.00; and

Whereas, An undetermined lien was filed M.L.D. No. 401 April Term, 1931; and

Whereas, This property is of little value, being a hillside tract, and an offer is made to pay \$1,800.00 and the costs of the lien; now, therefore, be it

Resolved, That the City Solicitor be authorized to accept \$1,800.00 and costs at M.L.D. No. 401 April Term, 1931, in full settlement of this claim.

Passed November 4, 1935

Approved November 7, 1935

Resolution Book 8, Page 608.

No. 239

Whereas, The Department of Law of the City of Pittsburgh has asked the consent to and support of the Council of said City for the institution of a rate case against the Duquesne Light Company before the Public Service Commission of this Commonwealth, for the purpose of requiring the said Light Company to announce and establish a rate that shall be fair and reasonable to its consumers; and

Whereas, The City of Pittsburgh is the largest consumer and customer of said Duquesne Light Company; and

Whereas, In order to secure sufficient and proper evidence to support and carry through the proposed rate case, it is vitally necessary for a thorough and complete inventory to be made of the entire physical assets of said Duquesne Light Company by competent engineers; and

Whereas, The labor of making a complete inventory, as set forth above would entail a heavy financial burden upon the City and impose upon it great difficulties in obtaining the services of a sufficient number of competent engineers; and

Whereas, The Department of Law has been informed, and believes, that

the Works Progress Administration of Pennsylvania would be able to furnish qualified and competent engineers to do this work without any cost to the City of Pittsburgh; THEREFORE, BE IT

Resolved, That the Department of Law of the City of Pittsburgh be authorized and directed, and are hereby authorized and directed, to request Mr. Edward N. Jones, State Administrator of said Works Progress Administration, to furnish not less than fifteen engineers, who will work under the direction and control of the Department of Law, and the qualifications of whom shall be satisfactory to the said Department.

Passed November 4, 1935.

Approved November 7, 1935.

Resolution Book 8, Page 608.

No. 240

Resolved, That the Council join with the Mayor, the City Planning Commission and others in extending a cordial invitation to the Pennsylvania Association of Planning Commissioners to hold its June 1936 convention in Pittsburgh.

In Council November 4, 1935, Read and adopted.

Approved November 7, 1935.

Resolution Book 8, Page 609.

No. 241

Whereas, By Resolution of Council No. 112, approved July 5, 1934, the Mayor and the Director of the Department of Public Works were authorized and directed to employ and did employ Press C. Dowler, registered architect, to prepare plans and specifications and have general supervision of the work in connection with the rebuilding and re-equipping of the North Side Market House, the compensation to be paid for said services to be as set forth in the resolution of 1934, six per cent of the

contract price or prices, and in addition, \$1500.00, or so much as might be necessary, for certain engineering services; and

Whereas, Press C. Dowler having performed said services and rendered to the City his bill amounting to \$10,100.50; Therefore be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Press C. Dowler in the sum of \$10,100.50, and charge same to Bond Fund No. 121.

Passed October 28, 1935, by a two-thirds vote.

Approved November 7, 1935.

Resolution Book 8, Page 609.

No. 242

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Elizabeth Hertzig and August Hertzig, her husband, 365 Camfield street, Pittsburgh, Pa., in the sum of \$150.00 in full settlement of their claim against the City of Pittsburgh for personal injuries sustained by Mrs. Hertzig on April 3, 1935 on cinder path at about 37 Camfield street, Pittsburgh, Pa., and charge same to Code Account No. 42, Contingent Fund.

Passed November 12, 1935, by a two-thirds vote.

Approved November 14, 1935.

Resolution Book 9, Page 1.

No. 243

Resolved; That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Michael Munroe, 511-56th Street, Pittsburgh, Pa., in the sum of \$150.00 in full settlement of his claim against the City of Pittsburgh for all past, present and future damages sustained by reason of

a slide on his property at the above address, caused by excessive drainage from Camelia street and vicinity, and charge same to Code Account 42, Contingent Fund.

Passed November 12, 1935, by a two-thirds vote.

Approved November 14, 1935.

Resolution Book 9, Page 1.

No. 244

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Five Thousand (\$5000.00) Dollars from Bond Fund 122-24, Sewers, to Bond Fund 122-26, Sealing of Mines.

Passed November 12, 1935.

Approved November 14, 1935.

Resolution Book 9, Page 1.

No. 245

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$375.00 from Code Account No. 1443, Salaries Regular Employees, Bureau of Police, as follows:—

To Code Account No.

1646 Wages Temporary Employees October to December Boardwalks and Steps	\$175.00
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To Code Account No.

1647 Materials, Boardwalks and Steps	\$200.00
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for the purpose of providing funds for the replacement of steps on Clover street, between Arlington and Salisbury streets, and the Director of the Department of Public Works is hereby authorized and directed to proceed with the replacement of said steps.

Passed November 12, 1935.

Approved November 14, 1935.

Resolution Book 9, Page 1.

No. 246

Resolved, that the City Controller be, and he is hereby, authorized and directed to transfer the following sums from and to certain code accounts in the Bureau of Engineering, Department of Public Works:

\$350.00 from Code Account No. 1583, Materials, Bridge Repainting, City Force.

to Code Account No. 1549, Miscellaneous Services, Division of Construction.

\$ 50.00 from Code Account No. 1541, Repairs, Division of Surveys to Code Account No. 1540, Supplies, Division of Surveys.

\$ 20.00 from Code Account 1796, Repairs, Bureau of Light, to Code Account 1794, Supplies, Bureau of Light.

Passed November 12, 1935.

Approved November 14, 1935.

Resolution Book 9, Page 2.

No. 247

Whereas, The citizens of this City were greatly shocked to learn of the death of James F. Malone on Thursday morning, November 7, 1935, after his election, on November 5, as a member of the Board of Commissioners of Allegheny County; and,

Whereas, James F. Malone, was a life-long resident of this City. Born on August 28, 1878, at Penn avenue and Thirtieth street, he first entered the public service on January 22, 1918, when Mayor E. V. Batcock appointed him Director of the Department of Supplies, which position he filled until 1922, when he was elected a member of City Council, and served until 1930; having been President of that body in 1928 and 1929.

He was also a member of the City Planning Commission from January 1, 1922 to April 13, 1931.

During his public life, he gave unstintingly of his time and talents, and

was a conscientious and capable public servant.

His passing will be a great loss to this community, and his smiling countenance will be sadly missed by his great host of friends. Therefore, be it

Resolved, That the Mayor and the Council of the City of Pittsburgh, take this means of expressing their deep sense of sorrow and loss in the death of James F. Malone, and in order that these sentiments may be conveyed to his family, be it further

Resolved, That these resolutions be spread in full upon the records of Council, and that an engrossed copy be transmitted to the family.

Passed November 18, 1935, Read and adopted.

Approved November 19, 1935.

Resolution Book 9, Page 2.

No. 248

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Michael Donahue and Margaret Donahue in their own rights and as parents and next friends of Richard Donahue, their minor son, 1206 Brookline boulevard, Pittsburgh, Pa., in the sum of \$150.00 in full settlement of their claims against the City of Pittsburgh for personal injuries sustained by Richard Donahue on April 28, 1935 on Creedmoor avenue at Clippert way, Pittsburgh, Pa., and charge same to Code Account No. 42 Contingent Fund.

Passed November 18, 1935, by a two-thirds vote.

Approved November 20, 1935.

Resolution Book 9, Page 3.

No. 249

Resolved, that the City Controller be, and he is hereby authorized and

directed, to transfer the sum of Seven Thousand (\$7,000.00) Dollars as follows:

\$4,000.00 from Code Account No. 49—
Interest on Contracts

\$3,000.00 from Code Account No. 1056
Controller's Postage

to

Code Account No. 1047, Wages, Temporary Employees, Department of City Controller.

Passed November 18, 1935.

Approved November 20, 1935.

Resolution Book 9, Page 3.

No. 250

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sums of:

\$3,000.00 from Bond Fund 118-7A, "Unemployment Contingencies, Engineering Expenses" to Bond Fund 118-1, "Repair and Improvement of Unimproved Streets"

\$1,000.00 from Bond Fund 118-7A, "Unemployment Contingencies, Engineering Expenses" to Bond Fund 118-15, "Repair and Improvement of Playgrounds"

\$3,200.00 from Bond Fund 118-2D, "Sophia Evert Playground No. 1" to Bond Fund 118-15, "Repair and Improvement of Playgrounds"

\$1,000.00 from Bond Fund 118-7, "Unemployment Contingencies, Miscellaneous Expenses" to Bond Fund 118-1A, "Bituminous Treatment of Slag Surfaced Streets"

\$ 400.00 from Bond Fund 118-4, "Repairs and Improvements to Water Lines" to Bond Fund 118-10, "Unemployment Projects, Auto Transportation for Overseers"

Passed November 18, 1935.

Approved November 20, 1935.

Resolution Book 9, Page 3.

No. 251

Whereas, Albert C. Shipley is the owner of a house and lot located at No. 22 Fairland avenue, 32nd Ward, Pittsburgh, Pa., and

Whereas, Under a grading, paving and curbing ordinance he was assessed benefits to the extent of \$450.00 against his property, and

Whereas, The adjoining property on either side, having cuts of approximately the same amount, were assessed benefits in the sum of only \$200.00, and

Whereas, It is an injustice that Mr. Shipley should pay \$450.00 while the adjoining property owners pay only \$200.00; the cuts shown in the Viewer's plan being as follows:— V-10 property on one side cut 4.5; V-8 property on the other side cut 4.2; V-9, Shipley property, cut 4.2, and

Whereas, Mr. Shipley is in the course of negotiating a mortgage from the Home Loan Corporation for the purpose of cleaning up the liens against his property, which includes a mortgage of \$5000.00, and

Whereas, The mortgage holder is willing to reduce his claim from \$5000.00 to \$4,000.00, and other lien creditors have indicated their intention to reduce accordingly, and

Whereas, Upon the consummation of a Home Loan mortgage, Mr. Shipley will pay all back taxes which have accumulated against the property for some years past; Therefore, be it

Resolved, That the City Solicitor is hereby authorized to make a settlement of the claim of the City against the property of Albert C. Shipley, at No. 22 Fairland avenue, 32nd Ward, for the sum of \$200.00. Upon the payment of which, and the further payment of all taxes up to date against the property, the City Solicitor is

hereby authorized to satisfy the grading, paving and curbing claim of \$450.00 in full.

Passed November 18, 1935.

Approved November 20, 1935.

Resolution Book 9, Page 4.

No. 252

Whereas, The Department of Law of the City of Pittsburgh has filed a complaint with the Public Service Commission of the Commonwealth of Pennsylvania against the South Pittsburgh Water Company, which Company is supplying water within the City of Pittsburgh at rates which are deemed excessive, unjust, unreasonable and discriminatory; and

Whereas, In order to secure sufficient and proper evidence to support and carry through the proposed rate case, it is vitally necessary that a thorough and complete inventory be made of the entire physical assets of the said South Pittsburgh Water Company by competent engineers; and

Whereas, The labor of making a complete inventory as set forth above would entail a heavy financial burden upon the City and impose upon it great difficulties in obtaining the services of a sufficient number of engineers; and

Whereas, The Department of Law has been informed and believes that the Works Progress Administration of Pennsylvania would be able to furnish qualified and competent engineers to do this work without any expense to the City of Pittsburgh; NOW THEREFORE, BE IT

Resolved, That the Department of Law of the City of Pittsburgh be authorized and directed, and it is hereby authorized and directed, to request Edward N. Jones, State Administrator of said Works Progress Administration, to furnish not less than ten (10) engineers, who shall work under the direction and control of the Department of Law and whose qualifications shall be satisfactory to said Department.

Passed November 18, 1935.

Approved November 20, 1935.

Resolution Book 9, Page 4.

No. 253

Whereas, The City Solicitor, by Resolution No. 174, approved August 28, 1935, was authorized and directed to file a complaint with the Public Service Commission of the Commonwealth of Pennsylvania, against the South Pittsburgh Water Company, which Company is supplying water to consumers within the City of Pittsburgh, at rates which are deemed excessive, unjust, unreasonable and discriminatory; and

Whereas, Former City Solicitors have recommended a rate case against the said Company, and the present City Solicitor has reported on the condition of the said Company in response to a request made by this Council; and

Whereas, The City's Engineer has reported that the actual physical assets of the said Company are worth approximately \$9,000,000.00 rather than \$12,000,000.00, as claimed by the Company; and

Whereas, It is the desire of the Council of the City of Pittsburgh to complete the prosecution of the said rate case; and

Whereas, It is necessary to have additional engineering, accounting and real estate expert witnesses in order to complete the said case; and

Whereas, The present City Solicitor has advised that the entire expenditure necessary to complete the case will not exceed the sum of Twenty-Five Thousand Dollars (\$25,000.00); NOW, THEREFORE, BE IT

Resolved, That the City Solicitor be, and he is hereby, authorized and directed to employ expert engineers, certified public accountants, real estate witnesses and such other assistance as he deems necessary to accumulate evidence for, and to testify in connection with, the prosecution of the

complaint as filed against the South Pittsburgh Water Company, upon such terms and conditions, and to incur such expenses, as in his opinion are reasonable and proper, the entire cost of such employment and expenses, however, not to exceed the sum of Twenty-Five Thousand Dollars (\$25,000.00); AND BE IT

FURTHER RESOLVED, That the sum of Twenty-Five Thousand Dollars (\$25,000.00) be, and it is hereby, appropriated for the above expenses; and the Mayor shall be, and he is hereby, authorized and directed to issue, and the City Controller to countersign, a warrant or warrants in favor of the payee or payees named in the invoices duly certified and approved by the City Solicitor, and charge the same to Code Account No. 1080.

Passed November 18, 1935, by a two-thirds vote.

Approved November 20, 1935.

Resolution Book 8, Page 5.

No. 254

Whereas, the City of Pittsburgh by Ordinance No. 74, approved February 13, 1925, authorized the taking, using, appropriating and condemning of certain properties in the Saw Mill Run Valley for park purposes, and

Whereas, the City of Pittsburgh enacted its Ordinance No. 165, approved March 21, 1929, entitled, "An Ordinance relocating, laying out and opening Library road (now Saw Mill Run boulevard) on land occupied for park purposes from the southerly line of the Kaiser Place Plan of Lots to Edgebrook avenue" and widened the said Saw Mill Run boulevard from the line dividing the properties of M. M. Loughran and the City of Pittsburgh north of Timberland avenue to the line dividing properties of the City of Pittsburgh and S. Machaj north of Edgebrook avenue by Ordinance No. 128, approved April 29, 1935, and

Whereas, the Department of City Planning has prepared plans for the ultimate widening and improvement of

the said Saw Mill Run boulevard, and

Whereas, a certain parcel of land, in the 18th Ward, formerly the property of John L. Lewis and M. P. Garrigan, lying between the westerly line of the proposed widened Saw Mill Run boulevard and the westerly line of land taken for park purposes by said Ordinance No. 74 has never been used for park purposes and is deemed unnecessary and useless for development for such purposes; now, therefore, be it

Resolved, that in pursuance of an Act of Assembly of the Commonwealth of Pennsylvania entitled, "An Act authorizing any city of the second class in this Commonwealth to sell or dispose of its interest in property condemned for public park or for any public use to the holder of the reversionary interest when the property is no longer needed for park purposes or for said public use," approved April 26, 1933, the Council of the City of Pittsburgh does hereby declare that the property hereinafter described is no longer needed or required or useful for park purposes or for public use and that the same be sold to John L. Lewis and M. P. Garrigan, the persons who owned said property at the time it was condemned by the City, to promote the development of adjacent land and to make it more productive for tax purposes.

Beginning on the easterly side of Ensign avenue at the first angle south of Intervale street; thence along the westerly line of property condemned for public park purposes by said Ordinance No. 74 north 6° 21' 48" west for the distance of 380.15 feet to a point; thence in a southerly direction by the arc of a curve, deflecting toward the east, having a radius of 650.0 feet and a central angle of 30° 50' 48" for the distance of 349.94 feet to a point; thence south 56° 37' 36" west for the distance of 103.20 feet to the place of beginning, containing 12,061.4 sq. ft.

Passed November 18, 1935.

Approved November 20, 1935.

Resolution Book 9, Page 6.

No. 255

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Saul Mallinger trading as Warwick Bottling Company, 1205 Forbes street, Pittsburgh, Pa., in the sum of \$350.00 in full settlement of his claim against the City of Pittsburgh for property damage sustained September 7, 1935, by reason of a broken water main at Forbes and Magee streets, and charge same to Code Account No. 42 Contingent Fund.

Passed November 25, 1935, by a two-thirds vote.

Approved November 30, 1935.

Resolution Book 9, Page 7.

No. 256

Whereas, the First Reformed Presbyterian Church, otherwise known as Grant Street Reformed Presbyterian Church, was assessed \$146.25 for City taxation purposes for the year 1925; and,

Whereas, the City of Pittsburgh issued a Sci. Fa. at No. 1921 of January Term, 1929, for the purpose of continuing its lien on account of the said taxes; and,

Whereas, said Church was constructing a church edifice at the time of the said assessment for the year 1925; and,

Whereas, the said Church had held a ritualistic ceremony in the nature of a cornerstone laying during the year 1924 and prior to the date of the assessment for City taxation purposes; and,

Whereas, the said Church is now desirous of removing the aforesaid lien from its property without the necessity of paying the costs incurred by the City in issuing the aforesaid Scire Facias; and,

Whereas, it would be impossible for the said Church to pay the said taxes at the present time were it not for the abatement of penalties and in-

terest on said taxes that it is entitled to under the recent tax abatement statute; now, therefore, be it

Resolved, that the Collector of Delinquent Taxes shall be and he is hereby authorized and directed to accept the 1925 City taxes at face and to satisfy the lien against the property of the First Reformed Presbyterian Church, otherwise known as Grant Street Reformed Presbyterian Church, and charge the costs to the City of Pittsburgh.

Passed November 25, 1935.

Approved November 30, 1935.

Resolution Book 9, Page 7, 1935.

No. 257

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Four Thousand (\$4,000.00) Dollars to Code Account 1234—Equipment, Tuberculosis Hospital—from the following code accounts:

\$ 800.00 from Code Account 1263—Salaries, Division of Plumbing

3200.00 from Code Account 1275—Salaries, Bureau Food Inspection

ALL IN THE DEPARTMENT OF PUBLIC HEALTH.

Passed November 25, 1935.

Approved November 30, 1935.

Resolution Book 9, Page 8.

No. 258

Whereas, The Supplies account at the Pittsburgh City Home and Hospitals, Mayview, Pennsylvania, is not sufficient for the balance of the year; and

Whereas, Additional funds will be necessary to maintain the Department for the balance of the year; Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sums:—

From Code Account

80 Temporary Rent, Emergency Relief Board,	\$11,581.
1325 Salaries Regular Employees, Mayview,	6,019.
1302 Department Public Welfare, General Office, Miscellaneous Services	2,000.
1306 Department Public Welfare, District Physicians Salaries Regular	1,000.
1307 Department Public Welfare, District Physicians Supplies	1,000.
1308 Department Public Welfare, District Physicians Quarantine Relief & Burials	1,000.
1309 Department Public Welfare, District Physicians Care of Patients in other districts	500.
1310 Department Public Welfare, District Physicians Care of Feeble Minded Patients	1,000.
1312 Department Public Welfare, District Physicians Pasteur Treatment	1,000.
1316 Department Public Welfare, Mental Health Clinic—Salaries Regular	2,500.
1336 Mayview City Home and Hospital—Metal Shelving.	1,400.
	\$29,000.

To Code Account

1332 Supplies—Pittsburgh City Home and Hospitals, Mayview.	\$29,000.00
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Passed November 25, 1935.

Approved November 30, 1935.

Resolution Book 9, Page 8.

No. 259

Whereas, on January 15, 1934, A. G. Holmes was appointed by the Mayor

as a member of the Board of Adjustment to succeed J. W. Cree, Jr., effective January 15, 1934, to serve the unexpired term ending January 1, 1936, said appointment being approved and confirmed by Council on January 15, 1934, and

Whereas, complying with further request of the Mayor under date of January 19, 1934, the said A. G. Holmes was on January 19, 1934, at a meeting of the Board of Adjustment, elected as Chairman of the Board, and

Whereas, the said A. G. Holmes duly and properly performed the functions of said office continuously from the time of his appointment and confirmation by Council, to October 28, 1935, on which date he submitted to the Mayor and Council his resignation from said Board, and

Whereas, the City of Pittsburgh has not compensated the said A. G. Holmes for his services since February 15, 1935, and

Whereas, the said A. G. Holmes believes that he is entitled to compensation for his services, and has presented a bill for same from February 15th to October 15th, 1935, in the amount of \$2,226.66; Now, therefore, be it

Resolved, that the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of said A. G. Holmes in the sum of \$2,226.66 for services as Chairman of the Board of Adjustment from February 15th to October 15th, 1935, and charge same to Code Account No. 1117, Salaried Regular Employees Board of Adjustment.

Passed November 18, 1935, by a two-thirds vote.

Pittsburgh, December 2nd, 1935.

I do hereby certify that the foregoing resolution, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 2nd day of December, 1935.

Resolution Book 9, Page 9.

No. 260

Whereas, Ida S. Angney is the owner of certain property on Blair and Melancthon streets, in the 15th Ward, a portion of which has for some years, and is now used by the City as a playground, and

Whereas, taxes on the said property have been paid by the present owner for the years 1932, 1933, 1934 and 1935, the net payments on that portion used by the City having been \$681.45, Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Ida S. Angney in the sum of \$681.45, upon settlement of delinquent water rents assessed against a portion of said property, not used by the City, for the years 1932 and 1935, and charge same to Code Account No. 41, Refunds of Taxes and Water Rents.

Passed December 2, 1935, by a two-thirds vote.

Approved December 4, 1935.

Resolution Book 9, Page 9.

No. 261

Whereas, Frank X. Praegner was injured during the week of Dec. 25th, 1933, while in the course of his employment for the City of Pittsburgh, and

Whereas, Due to the injury of said Frank X. Praegner has incurred doctor and hospital bills in the amount of \$482.35, and

Whereas, Frank X. Praegner has entered into an agreement under the Workmen's Compensation Act and under the terms of said Act the hospital expense and doctor's bills are limited to \$198.90, and

Whereas, The bills contracted by Mr. Praegner for both medical service and hospital service are far in excess of the amount allowed under the

Workmen's Compensation Act; Now, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant to the order of Frank X. Fraegner in the sum of \$283.45, in full settlement for all claims for hospital and doctor bills for services rendered him, and charge same to Code Account No. 44—M. Workmen's Compensation Fund.

Passed December 2, 1935, by a two-thirds vote.

Approved December 4, 1935.

Resolution Book 9, Page 10.

No. 262

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Jacob Sharnin, in the sum of \$41.06, taken from him by the Bureau of Police in a raid, and charge same to Code Account No. 42, Contingent Fund.

Passed December 2, 1935, by a two-thirds vote.

Approved December 4, 1935.

Resolution Book 9, Page 10.

No. 263

Whereas, It was necessary to put the following employes on duty on Saturdays and Sundays during the summer swimming season of 1935 as Swimming Guards at the Carnegie Lake Swimming Pool in Highland Park to handle the large crowds due to excessive heat, NOW, THEREFORE BE IT

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the following employees—

Richard A. Koubek 6 Days at \$4.40 Per Day	\$ 26.40.
Saul Lipman 1 Day at \$4.40 Per Day	4.40.
Raymond Peffer 1 Day at \$4.40 Per Day	4.40.
Lawrence Rhea 6 Days at 4.40 Per Day	26.40.
William Rugh 3 Days at 4.40 Per Day	13.20.
Nat. I. Singer 6 Days at 4.40 Per Day	26.40.
Edward S. Spotovich 2 Days at 4.40 Per Day	8.80.
Lawrence E. Sullivan 4 Days at 4.40 Per Day	17.60.
Elmer Swaney 1 Day at 4.40 Per Day	4.40.
William Updegraff 2 Days at 4.40 Per Day	8.80.

TOTAL \$140.80

and charge same to Code Account No. 1936 A-4, Wages Temporary Employees Carnegie Lake Swimming Pool, Bureau of Recreation.

Stanley Morton 5 days at \$4.00 Per Day	\$20.00.
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TOTAL \$20.00.

and charge same to Code Account No. 1901 A-4, Wages Temporary Employees Bureau of Recreation.

Passed December 2, 1935, by a two-thirds vote.

Approved December 4, 1935.

Resolution Book 9, Page 11.

No. 264

Whereas:—It is necessary to replenish Code Account No. 1800, Supplies Bureau of Parks, in order to meet necessary expenses for the remainder of the year 1935, and

Whereas:—Some of these anticipated bills such as Zoo Supplies, Gas and Electricity and Storehouse Supplies, subject to discount and must be paid promptly for the City to receive the benefit of these discounts, and

Whereas:—The bills for Steam are not subject to discount and are dependent on weather conditions between now and the first of the year and may therefore be deferred for payment until their exact amount is known. Now, Therefore, be it

Resolved: That the City Controller be and he is hereby authorized to transfer from
Code Account Nos.

1657	\$700.00	
1668	400.00	
1681	400.00	
1709	500.00	
1716	350.00	
1721	650.00	\$3,000.00

to Code Account No. 1800.

Be it further

Resolved:—That the Controller be and he is hereby authorized to defer payment on Steam bills for the remainder of the year 1935, chargeable to Code Account No. 1800, until their exact amount is known and add this amount to the 1936 appropriation.

Passed December 2, 1935.

Approved December 4, 1935.

Resolution Book 9, Page 11.

No. 265

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Six Thousand (\$6,000.00) Dollars.....\$4,000.00 to Code 1231, Supplies, Tuberculosis Hospital and \$2,000.00 to Code 1239, Municipal Hospital, as follows:

\$1400.00 from Code 1206, Salaries to Code Account 1231 Supplies
1700.00 from Code 1216, Salaries to Code Account 1231 Supplies
900.00 from Code 1270, Salaries to Code Account 1231 Supplies
500.00 from Code 1221, Salaries to Code Account 1239 Supplies
650.00 from Code 1235, Salaries to Code Account 1239 Supplies

850.00 from Code 1236, Salaries to Code Account 1239 Supplies

ALL IN THE DEPARTMENT OF PUBLIC HEALTH.

Passed December 2, 1935.

Approved December 4, 1935.

Resolution Book 9, Page 12.

No. 266

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers in the Bureau of Water Accounts:

FROM CODE ACCOUNT NO.

1750 Soda Ash & Chlorine, \$2200.00

TO CODE ACCOUNT NOS.

1781 Temporary Laborers (Oct. to Dec. 1935), 500.00

1783 Miscellaneous Services, 1500.00

1784 Supplies, 100.00

1785 Materials, 100.00

\$2260.00

Passed December 2, 1935.

Approved December 4, 1935.

Resolution Book 9, Page 12.

No. 267

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$1,600.00, within the Bureau of Highways & Sewers and Division of Garage & Repair Shop, D. P. W.

FROM CODE ACCOUNT:

1620 Repairs, Buildings \$ 100.00

1649 Cinders, Slag & Freight Fund 700.00

1613 Wages, Stables & Yards 800.00

\$1,600.00

TO CODE ACCOUNT:

1514 Supplies, Division of Garage & Repair Shop \$1,500.00

1516 Repairs, Division of
Garage & Repair Shop 100.00

\$1,600.00

Passed December 2, 1935.

Approved December 4, 1935.

Resolution Book 9, Page 13.

No. 268

Resolved that the City Controller be and he is hereby authorized and directed to make the following transfer:

\$375.00 From Code Account No. 1126
Salaries

to

Code Account No. 1128—Miscellaneous Services, Department of Supplies.

Passed December 2, 1935.

Approved December 4, 1935.

Resolution Book 9, Page 13.

No. 269

Whereas:—The Bureau of Parks requires the services of one skilled Bricklayer for twenty-five (25) days immediately, to lay up walls in the Phipps Conservatory, Schenley Park, for the new permanent exhibitions, and

Whereas:—Three hundred (\$300.00) Dollars is required to pay for these services, and

Whereas:—There is an unencumbered balance of Six hundred eighty-three (\$683.00) Dollars in Bureau of Parks Special Code Account No. 1802 which was appropriated for Conservatory Supplies and Materials, and

Whereas:—The Sum of Three hundred (\$300.00) Dollars transferred from this account for the purpose of paying a Bricklayer will facilitate the construction program, and

Whereas:—The Bureau of Parks sal-

ary ordinance does not provide for any Bricklayers, and

Whereas:—The Bureau of Water Code Account No. 1777 which is Temporary Wages, Distribution Division, does provide for Bricklayers, and

Whereas:—The Superintendent of the Bureau of Water can employ a Bricklayer under this Code Account to be assigned to the Bureau of Parks for temporary service, if the necessary funds are transferred to this Code Account, Now, therefore be it

Resolved:—That the City Controller be and he is hereby authorized to transfer the sum of Three hundred (\$300.00) Dollars from Bureau of Parks Code Account No. 1802 to Bureau of Water Code Account No. 1777, Temporary Wages, Distribution Division, for the purpose of employing a Bricklayer for a period of twenty-five (25) days at \$12.00 per day and to be assigned to the Phipps Conservatory, Schenley Park.

Passed December 2, 1935.

Approved December 4, 1935.

Resolution Book 9, Page 13.

No. 270

Whereas, The Regular Employees Wages account at the Mayview Coal Mine is not sufficient for the balance of the year, and

Whereas, It will be necessary that the following sum be transferred to operate the Coal Mine for the balance of the year, Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sum

FROM CODE ACCOUNT

1323 Salaries, Regular Employees, Pittsburgh City Home and Hospitals, Mayview, Penna. \$4,000.00

TO CODE ACCOUNT

1352 Wages, Regular Employees, Mayview Coal Mine \$4,000.00

Passed December 2, 1935.

Approved December 4, 1935.

Resolution Book 9, Page 14.

No. 271

Whereas, Fallowfield avenue was graded, paved and curbed from Crane avenue to Bayonne avenue, 19th Ward, in connection with which Viewers were appointed at No. 538 January Term, 1931, who assessed two lots owned by Harry N. Venzer and Gussie Venzer, therein referred to as V-55 and V-56, at \$360 each, which amounts were not paid within the six month's period required by law, necessitating the filing of liens at M. L. D. Nos. 21 and 22 January Term, 1932; and,

Whereas, the sum of \$200 has since been paid on these assessments, leaving a balance due of \$520; and,

Whereas, this property is said to be of little value, but the Venzers are willing to pay \$400 in full settlement of the balance due, interest and costs; now, therefore, be it

Resolved, That the City Solicitor shall be and he is hereby authorized and directed to accept the sum of \$400 in full settlement of the balance due on the liens filed at M. L. D. Nos. 21 and 22 January Term, 1932, against two lots owned by Harry N. Venzer and Gussie Venzer, referred to as V-55 and V-56 in the proceeding at 538 January Term, 1931, in connection with the Grading, Paving and Curbing of Fallowfield avenue, from Crane avenue to Bayonne avenue, 19th Ward, interest and costs, and charge the costs to the City of Pittsburgh.

Passed December 2, 1935.

Approved December 4, 1935.

Resolution Book 9, Page 14.

No. 272

Whereas, it is necessary to carry out certain repairs in Schenley Park

Conservatory to employ a Bricklayer, and

Whereas, the salary ordinance does not provide a Bricklayer in the Bureau of Parks but does provide a Bricklayer in the Bureau of Water.

NOW THEREFORE, BE IT

Resolved, that the Director of the Department of Public Works be, and he is hereby authorized and directed to employ a Bricklayer assigned to the Bureau of Water for such work as may be necessary in the Bureau of Parks, and charge the same to Code Account No. 1823 Wages Temporary Employees, Bureau of Parks.

Passed December 2, 1935.

Approved December 4, 1935.

Resolution Book 9, Page 15.

No. 273

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants for payment for transportation to and from Mayview City Home and Hospitals, during November and December 1934 and January to October 1935, in favor of:—

Walter E. Burt, Architectural Superintendent	72.46
Vincent D. Burns, Engineer of Construction	54.25
Frederick C. Coder, Engineer of Construction	98.20

and charge same to Bond Fund No. 123-B, Architectural Expense—Salaries, Mayview City Home and Hospitals.

Passed December 9, 1935, by a two-thirds vote.

Approved December 12, 1935.

Resolution Book 9, Page 15.

No. 274

Resolved That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to coun-

tresign, a warrant in favor of Raymond Carbons and his wife, Susan Carbons, in the sum of \$250.00, in full settlement of their claims against the City of Pittsburgh for personal injuries sustained by the said Susan Carbons in an accident which occurred on June 2, 1933 on Hamilton avenue near Dallas avenue in the City of Pittsburgh, and charge the same to Code Account No. 42, Contingent Fund.

Passed December 9, 1935, by a two-thirds vote.

Approved December 12, 1935.

Resolution Book 9, Page 16.

No. 275

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers:—

FROM CODE ACCOUNTS:

1147 Salaries Regular Employees—Carnegie Free Library North Side	\$	52.00
1004 Newspaper Advertising		870.00

TOTAL \$922.00

TO CODE ACCOUNTS:

1148 Wages Regular Employees, Carnegie Free Library North Side	\$	52.00
1646 Wages October to December — Boardwalks and Steps—Bureau of Highways and Sewers		350.00
1647 Materials Boardwalks and Steps — Bureau of Highways and Sewers		520.00

TOTAL \$922.00

The transfers to Code Accounts Nos. 1646 and 1647 are to provide for the cost of the reconstruction of the Toboggan street steps, and the Director of the Department of Public Works is hereby authorized and directed to proceed with said work.

Passed December 9, 1935.

Approved December 12, 1935.

Resolution Book 9, Page 16.

No. 276

Whereas: The Schwartz Electric Company installed electric work at the Flag Staff Hill Stage amounting to the sum of \$282.65, chargeable to special appropriation Contingent Fund No. 42-2, which was an appropriation of \$2,000.00 to construct the Flag Staff Hill Stage, and

Whereas: The balance in Code Account No. 42-2 is only \$79.07 which is insufficient to pay the total amount of the Schwartz Electric Company bill, now, therefore, be it

Resolved: That the City Controller be and he is hereby authorized and directed to transfer the sum of \$203.58 from Code Account No. 42 to Code Account No. 42-2.

Passed December 9, 1935.

Approved December 12, 1935.

Resolution Book 9, Page 16.

No. 277

Whereas. The Supplies, Miscellaneous Services, Equipment and Machinery accounts at the Pittsburgh City Home and Hospitals at Mayview, Pa., and the Quarantine Relief and Burials account in the General Office of the Department of Public Welfare are not sufficient for the balance of the year, and

Whereas. Additional funds will be necessary to maintain the Department for the balance of the year: Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sums, to-wit:

FROM CODE ACCOUNT

1302—Miscellaneous Services, General Office	\$ 1500.00
1306—Salaries, Regular Em- ployees, District Phy- sicians	500.00
1307—Supplies, District Phy- sicians	500.00
1316—Salaries, Regular Em- ployees, Mental Health Clinic	3300.00
1325—Salaries, Regular Em- ployees, Mayview City Home and Hospital ..	3500.00
1010—Industrial Develop Commission	13300.00
Total	\$22600.00

TO CODE ACCOUNT

1308—Quarantine Relief and Burials, General Office \$	600.00
1328—Miscellaneous Services, Mayview City Home and Hospital	500.00
1332—Supplies, Mayview City Home and Hospital ..	21000.00
1337—Equipment and Ma- chinery, Mayview City Home and Hospital ..	500.00
Total	\$22600.00

Passed December 9, 1935.

Approved December 12, 1935.

Resolution Book 9, Page 17.

No. 278

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Fred Fisher in the sum of \$933.45 for medical services necessary as the result of injury received while on duty as a uniformed member of the Bureau of Police, and charge same to Code Account No. 44, Workmen's Compensation Fund.

Passed December 16, 1935, by a two-thirds vote.

Approved December 18, 1935.

Resolution Book 9, Page 17.

No. 279

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of

The Reliable Printing Company in the sum of One Hundred Five Dollars and Fifty Cents (\$105.50) for the numbering consecutively and printing the number of Ward on forms required by Department of Assessors; and

The Imperial Ruling and Binding Company in the sum of Thirty-Six Dollars (\$36.00) for extra leaves furnished in printing the City Tax Duplicate Books required by the Department of Assessors,

AND, that the respective amounts set forth above shall be paid out of Code Account No. 1096-C, Department of Assessors.

Passed December 16, 1935, by a two-thirds vote.

Approved December 18, 1935.

Resolution Book 9, Page 18.

No. 280

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$1500.00, from Code Account No. 118, Relief Bonds, Series C—1933, to Code Account No. 118—14, Rehabilitation of Police Stations and Fire Engine Houses.

Passed December 16, 1935.

Approved December 18, 1935.

Resolution Book 9, Page 18.

No. 281

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,250.00 from Code Account No. 1004, Newspaper Advertising, to Code Account No. 1152, Repairs, Carnegie Free Library, North Side.

Passed December 16, 1935.

Approved December 18, 1935.

Resolution Book 9, Page 18.

No. 282

Whereas, It is necessary to replenish certain code accounts in the Bureau of City Property; Now, Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers:

FROM CODE ACCOUNT

1730, Repairs, Exposition Building \$500.00

TO CODE ACCOUNT

1690, Wages, North Side Market \$500.00

FROM CODE ACCOUNT

1721, Repairs, Comfort Station \$350.00

TO CODE ACCOUNT

1718, Salaries, Comfort Stations \$350.00

Passed December 16, 1935.

Approved December 18, 1935.

Resolution Book 9, Page 19.

No. 283

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfer in the Bureau of Water Accounts:

FROM:

Code Account 1773—Repairs,
Mechanical Division \$100.00

TO:

Code Account 1755—Salaries,
Regular Employees, Mechanical Division 100.00

Passed December 16, 1935.

Approved December 18, 1935.

Resolution Book 9, Page 19.

No. 284

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Eight Hundred (\$800.00) Dollars from Code Account No. 1040, Salaries, Supervisor of City Stables, to Code Account No. 1042, Supplies, Supervisor of City Stables.

Passed December 16, 1935.

Approved December 18, 1935.

Resolution Book 9, Page 19.

No. 285

Resolved, That the Release Agreement between the Allegheny Valley Street Railway Company and the City of Pittsburgh, Pennsylvania, releasing and discharging said Allegheny Valley Street Railway Company from any and all obligations for the construction, operation, and/or abandonment of its facilities upon, along or over the streets, alleys or public highways of the said City, and consenting to the abandonment of service by said Railway Company in and through the City of Pittsburgh, shall be and the same is hereby approved.

Passed December 16, 1935.

Approved December 18, 1935.

Resolution Book 9, Page 19.

No. 286

Whereas, The Fidelity Trust Company and Henry H. Renziehausen, Executors and Trustees, under the Will of Frederick C. Renziehausen, deceased, have offered to purchase and convey by deed of gift to the City of Pittsburgh for the purposes expressed in said Will, the real property in the 17th Ward of the City of Pittsburgh, hereinafter described, for addition to a playground for children or a recreation center to be known as "The Sophia Evert Playground, No. 1"; and,

Whereas, The said Executors and

Trustees have expressed their desire that the Council of the City of Pittsburgh take appropriate legal action, expressing their desire to accept the said proposed deed of gift; Now, Therefore, be it

Resolved, That the City of Pittsburgh, by Resolution of Council, hereby accepts the offer of the said Executors and Trustees to convey by deed of gift to the City of Pittsburgh, for the purposes as above set forth, the following described property, to-wit:

ALL that certain lot or piece of ground situate in the Seventeenth (17th) Ward of the City of Pittsburgh, County of Allegheny, and State of Pennsylvania, bounded and described as follows:

BEGINNING on South Eighteenth Street Extension at corner of lot of A. Popp; thence along said street Southeast 108 feet, more or less, to an angle; thence still by said street Southeast 61 feet, more or less, to lot of W. L. Scott; thence by said lot Southwest 50 feet, more or less, to Quarry street; thence Northwest 144.87 feet, more or less, to lot of A. Popp; thence by same Northeast 62 feet, more or less, to place of beginning.

BEING the same property which Bernard Friedman and Mildred V. Friedman, his wife, conveyed to William J. Brennen by Deed dated January 10, 1910, and recorded in Deed Book Volume 1617, Page 185.

EXCEPTING coal and mining rights and all rights relating thereto which have been excepted and reserved by instruments and proceedings of record in the several offices of Allegheny County, Pa.

Passed December 16, 1935.

Approved December 18, 1935.

Resolution Book 9, Page 20.

No. 287

Resolved, that the Director of the Department of Public Works be and

he is hereby authorized and directed to grant a leave of absence with full pay for the period from December 16th, 1935 to January 15th, 1936, inclusive, to Raymond J. Cochran, Transitman, Bureau of Engineering.

Passed December 23, 1935, by a two-thirds vote.

Approved December 26, 1935.

Resolution Book 9, Page 21.

No. 288

Whereas, By a recent decision of the Supreme Court the salaries of Charles L. Brinton and Oscar C. Stoehr as Assessors were ordered paid, and

Whereas, the salaries of the said Brinton and Stoehr date back to July, 1934, and

Whereas, the balance remaining in Code Account No. 1093, was cancelled at the close of 1934, and

Whereas, when said Brinton and Stoehr are paid there will be insufficient funds in Code Account 1093, to pay salaries for the last pay period for the year 1935, Now, therefore Be It

Resolved: That the City Controller be and he is hereby authorized and directed to transfer the sum of One Thousand Five Hundred (\$1500.00) Dollars from Code Account No. 1010 to Code Account No. 1093, Salaries, Board of Assessors.

Passed December 23, 1935.

Approved December 26, 1935.

Resolution Book 9, Page 21.

No. 289

Resolved, That the City Controller shall be and he is hereby authorized and directed to make the following transfers:—

FROM CODE ACCOUNTS

51 Celebration Independence Day	\$ 1,000.00
1040 Sals. Reg. Emp. Sup City Stables	500.00
1050 Sals. Reg. Emp. City Treasurer	2800.00
1067 Sals. Reg. Emp. Coll. Del. Taxes	600.00
1102 Sals. Reg. Emp. City Planning	1300.00
1126 Sals. Reg. Emp. Dept. Supplies	500.00
1140 Sals. Reg. Emp. Water Assessors	1000.00
1401 Sals. Reg. Emp. Public Safety	1100.00
1447 Misc. Ser. Bur. of Police	3000.00
1448 Carfare, Bureau of Police	2400.00
1471 Sals. Reg. Emp. Bur. Electricity	500.00
1488 Sals. Reg. Emp. Traffic Planning	2600.00
1506 Sals. Reg. Emp. Chf. Engr. D. P. W.	600.00
1598 Sals. Reg. Emp. Bur. Deed Registry	2100.00
1603 Sals. Reg. Emp. Bur. H & S	700.00
1608 Sals. Reg. Emp. Div. Office—H & S	1000.00
1652 Sals. Reg. Emp. Div. Pub. Utilities	900.00
1669 Sals. Reg. Emp.—City-County Bldg.	1600.00
1741 Sals. Reg. Emp. Bur. of Water, Filtration Div. .	1300.00
1775 Sals. Reg. Emp. Water —Dist. Div.	1800.00
1791 Sals. Reg. Emp. Bur. Tests	1500.00
	<hr/>
	\$30,000.00

TO CODE ACCOUNTS

1461 A-1, Salaries, Regular Employes, Bureau of Fire, Department of Public Safety	\$20,000.00
1443 Sal. Reg. Emp. Bur. Police	10,000.00
	<hr/>
	\$30,000.00

Passed December 23, 1935.

Approved December 26, 1935.

Resolution Book 9, Page 21.

No. 290

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$5,000 from Code Account No. 1010, Industrial Development Commission, to Code Account No. 1080, Public Utilities Litigation, Department of Law.

Passed December 23, 1935.

Approved December 26, 1935.

Resolution Book 9, Page 22.

No. 291

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$650.00 from Code Account No. 1147, Salaries Regular Employees to Code Account No. 1152 Repairs, Carnegie Free Library, North Side, and the sum of Ten Thousand (\$10,000.00) Dollars from Code Account No. 1010, Industrial Development Commission to Code Account No. 42, Contingent Fund.

Passed December 23, 1935.

Approved December 26, 1935.

Resolution Book 9, Page 22.

No. 292

Whereas, The Salaries account of Regular Employees at the City Home and Hospitals at Mayview, Pennsylvania, is not sufficient for the balance of the year, and

Whereas, Additional funds will be necessary to maintain the Department for the balance of the year; Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized

and directed to transfer the following sum, to-wit:

FROM CODE ACCOUNT

1337—Equipment and Machinery,
Mayview City Home and
Hospital\$3000.00

TO CODE ACCOUNT

1325—Salaries, Regular Employ-
ees, Mayview City Home
and Hospital\$3000.00

Passed December 23, 1935.

Approved December 26, 1935.

Resolution Book 9, Page 23.

No. 293

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$3,000.00, within the Bureau of Highways & Sewers, and the Asphalt Plant, D. P. W.

FROM CODE ACCOUNT:

1661, Equipment, Asphalt Plant,
D. P. W. \$1,500.00
1624, Cleaning Highways, H. & S. 500.00
1639, Cleaning and Repairing
Sewers and Sewer Drops, 1,000.00
\$3,000.00

TO CODE ACCOUNT:

1633, Repairing Highways,
H & S \$1,500.00
1658, Supplies, Asphalt Plant 1,000.00
1659, Materials, Asphalt Plant 500.00
\$3,000.00

Passed December 23, 1935.

Approved December 26, 1935.

Resolution Book 9, Page 23.

No. 294

Whereas: There is a balance of \$200.00 in Bureau of Parks Code Account No. 1798-1 and \$88.33 in Code Account No. 1821, and

Whereas: The funds in these code accounts were appropriated for the Schenley Park Conservatory, and

Whereas: These funds are not needed for salaries in the Conservatory, but, are urgently needed for wages in the Conservatory, Now, Therefore, be it

Resolved: That the Controller be and he is hereby authorized to transfer \$200.00 from Code Account No. 1798-1 to Code Account No. 1823 and the sum of \$88.33 from Code Account No. 1821 to Code Account No. 1823.

Passed December 23, 1935.

Approved December 26, 1935.

Resolution Book 9, Page 23.

No. 295

Whereas, Resolution No. 269, approved December 4, 1935, provides for the transfer of Three Hundred (\$300.00) Dollars from Code Account No. 1892, Bureau of Parks to Code Account No. 1777, Temporary Wages, Distribution Division, Bureau of Water, for the purpose of employing a bricklayer for twenty-five days at \$12.00 per day to be assigned to Phipp's Conservatory, Schenley Park, and

Whereas, Resolution No. 272, approved December 4, 1935, authorizes the employment of this bricklayer assigned to the Bureau of Water and charges wages for same against Code Account No. 1823, Wages, Temporary Employees, Bureau of Parks, and

Whereas, The transfer of Three Hundred (\$300.00) Dollars to Code Account No. 1777 as authorized by Resolution No. 269 is in error; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Three Hundred (\$300.00) Dollars from Code Account No. 1777, Temporary Wages, Distribution Division, Bureau of Water, to Code Account No. 1823, Wages, Temporary Employees, Bureau of Parks, for the employment of a bricklayer

for a period of twenty-five days to be assigned to Phipp's Conservatory, Schenley Park.

Passed December 23, 1935.

Approved December 26, 1935.

Resolution Book 9, Page 24.

No. 296

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers:

From Code Account:—

1016 Salaries Regular Employees Mayor's Office ...\$8,000.00

To Code Accounts:—

1075 Miscellaneous Services Department of Law 3,150.00

1076 Witness Fees Department of Law 4,050.00

1178 Supplies Department of Law 800.00

\$8,000.00

Passed December 23, 1935.

Approved December 26, 1935.

Resolution Book 9, Page 24.

No. 297

Whereas, The City Solicitor, by Resolution No. _____, was authorized and directed to file a complaint with the Public Service Commission of the Commonwealth of Pennsylvania against the Pittsburgh Motor Coach Company, which Company is operating buses within the City of Pittsburgh under a Certificate of Public Convenience issued by said Commission, at the rate of twenty-five cents (25c) per person per trip, which is deemed excessive, unjust and unreasonable; and

Whereas, It is the desire of the Council of the City of Pittsburgh to establish a fair rate for bus travel within the City of Pittsburgh, as au-

thorized by the Act of June 1, 1915, P.L. 685; and

Whereas, It is the desire of City Council to utilize the testimony given at the hearing on the above mentioned complaint before the Public Service Commission for the purpose of setting a fair rate for buses operated within the City of Pittsburgh; Therefore;

Be It Resolved, That the President of Council is directed to appoint a committee of one or more members of the Council to set in the proposed hearing to be held before the Public Service Commission; and

Be It Further Resolved, That the said committee, shall give due notice to the Pittsburgh Motor Coach Company of all hearings, together with a copy of the said complaint, and notice of the intention of Council to fix such rate as may be deemed fair and reasonable; and

Be It Further Resolved, That the said committee, shall report its findings back to Council for the purpose of enabling Council to pass an ordinance establishing a fair rate for bus transportation, as authorized by the Act of 1915

Passed December 23, 1935.

Approved December 26, 1935.

Resolution Book 9, Page 25.

No. 298

Resolved: That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Katherine Houseman and Earl Houseman, her husband, 1116 Chateau street, Pittsburgh, Pa., in the sum of \$150.00 in full settlement of their claim against the City of Pittsburgh for personal injuries sustained by Mrs. Houseman on June 11, 1935 on crosswalk at Beaver avenue and Liverpool street, Pittsburgh, Pa., and charge same to Code Account No. 42, Contingent Fund.

Passed December 30, 1935, by a two-thirds vote.

Approved January 2, 1936.

Resolution Book 9, Page 25.

No. 299

Resolved, That the City Controller be, and he is hereby authorized and directed to transfer the sum of Fifteen Hundred (\$1500.00) Dollars from Code Account 1263—Salaries, Division of Plumbing, to the following code accounts:

\$1,600.00 to Code Account 1231—Supplies, Tuberculosis Hospital

500.00 to Code Account 1239—Supplies, Municipal Hospital

Passed December 30, 1935.

Approved January 2, 1936.

Resolution Book 9, Page 26.

No. 300

Resolved: That the Depositories of money for Collector of Delinquent Taxes and the Special and Trust Fund of the City of Pittsburgh are hereby designated as follows, for the year 1936—

DELINQUENT TAX FUNDS

Peoples-Pittsburgh Trust Company

SPECIAL TRUST FUNDS

Potter Title and Trust Company

Passed December 30, 1935.

Approved January 2, 1936.

Resolution Book 9, Page 26.

No. 301

Resolved: That the Depositories of money for the City of Pittsburgh shall be and they are designated as follows, for the year 1936—

ACTIVE ACCOUNT

Colonial Trust Company

Peoples-Pittsburgh Trust Company

Union Trust Company of Pittsburgh

INACTIVE ACCOUNT

Allegheny Trust Company

Brookline Savings and Trust Company

The Carrick Bank
The Colonial Trust Company
Commonwealth Trust Company of Pittsburgh

Farmers Deposit National Bank
Farmers Deposit Trust Company
First National Bank at Pittsburgh
First National Bank at Pittsburgh (Federal Branch)

The Forbes National Bank
Fourteenth Street Bank
Freehold Bank
Hill Top Bank
Iron & Glass Dollar Savings Bank of Birmingham

Keystone National Bank
Manchester Savings Bank and Trust Company

National Bank of America
North Side Deposit Bank
Peoples-Pittsburgh Trust Company (Dollar Savings and Trust) (Branch—South Side Branch)

Pitt National Bank
Potter Title and Trust Company
Sheraden Bank

The Union Savings Bank of Pittsburgh

The Union Trust Company of Pittsburgh

West End Bank
Western Savings and Deposit Bank
William Penn Trust Company

Passed December 30, 1935.

Approved January 2, 1936.

Resolution Book 9, Page 26.

No. 302

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$2,410.00 from Code Account No. 1004, to Code Account No. 80, Rent, Emergency Relief Board.

Passed December 30, 1935.

Pittsburgh, January 10, 1936.

I do hereby certify that the foregoing Resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on December 30, 1935, and that the Mayor failed to approve or disapprove the same, or to return the same to

Council within ten (10) days from said date, whereupon it became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

ROBT. CLARK
Clerk of Council

Resolution Book 9, Page 27.

No. 303

Whereas, The Council of the City of Pittsburgh has recently passed a sign ordinance for the regulation of signs and bill boards and fixing the fees therefor; and,

Whereas, There is employed in the Bureau of Building Inspection but one sign inspector who gives his attention exclusively to the inspection of signs; and,

Whereas, In order to provide for the proper enforcement of the sign ordinance, it is necessary that a complete survey be made of all signs in the City of Pittsburgh; and,

Whereas, It will not be necessary for the City of Pittsburgh to make an appropriation for the purpose of making the said survey, as the project will consist entirely of labor, and the necessary office equipment and office space can be furnished in the Bureau of Building Inspection; Therefore, be it

Resolved, That the Director of the Department of Public Safety and the Superintendent of the Bureau of Building Inspection be authorized to apply to the Works Progress Administration for an allotment for the assignment of WPA workers for the purpose of listing, measuring and tabulating all signs in the City of Pittsburgh, for the use and benefit of the Bureau of Building Inspection; the said WPA workers to consist of 1 supervisor, 6 survey workers and 1 stenographer-clerk; estimated time 16 weeks.

Passed January 2, 1936.

Approved January 11, 1936.

Resolution Book 9, Page 27.

No. 304

Whereas, By the authority of Ordinance No. 274, approved October 5th, 1935, Hosack, Schietinger and Company were authorized to endeavor to secure refunds from the Commonwealth of Pennsylvania on liquid fuel tax paid by the City of Pittsburgh, and

Whereas, under the terms of said ordinance the said Hosack, Schietinger and Company were to receive 25% of the amount of the refund secured, and

Whereas, the said Hosack, Schietinger and Company has secured a refund of \$15,589.40 which sum has been deposited with the City Treasurer and under the terms of the Ordinance they are entitled to \$3,897.35, Now Therefore Be It

Resolved: That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Hosack, Schietinger and Company in the sum of Three Thousand Eight Hundred Ninety-seven and 35/100 (\$3897.35) Dollars and charge same to Code Account No. 42, Contingent Fund.

Passed January 2, 1936, by a two-thirds vote.

Pittsburgh, January 15, 1936.

I do hereby certify that the foregoing resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on January 3, 1936, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon it became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

ROBT. CLARK
Clerk of Council.

Resolution Book 9, Page 28.